

Governmental 457(b) Roth and In-Plan Roth Rollover/Transfer Election Form

Plan #: 88038-01 Plan Name: County of Tulare

On September 27, 2010, President Obama signed the Small Business Jobs Act of 2010 ("Act"). The Act contains legislation that allows governmental 457(b) plans beginning January 1, 2011 to offer a designated Roth Account and allow the in-plan rollover of a distribution eligible for rollover to a Roth account. Both of these are optional features for a governmental 457(b) Plan. In order for a participant to make an in-plan rollover to a designated Roth account, the Plan must allow Roth contributions, the participant must be eligible to take a distribution from the Plan, and the distribution must be eligible for rollover.

On January 2, 2013, President Obama signed the American Taxpayer Relief Act to expand the provision for in-plan Roth rollovers to allow for in-plan Roth "transfers" which would allow a participant to transfer non-Roth money to a corresponding Roth money source as a taxable transaction.

On December 23, 2013, the Internal Revenue Service issued IRS Notice 2013-74 providing additional guidance about in-plan Roth rollovers and in-plan Roth "transfers."

If the Plan allows loans or hardships, the in-plan Roth rollover/transfer money source will be applied in the same manner as the Roth deferral money source.

The Plan Sponsor may want to review the addition of the in-plan Roth rollover and in-plan Roth transfer with its own tax or legal advisor prior to implementing this in the Plan. The employer acknowledges that the elections contained in this form are based on the most recent regulatory guidance available. In the event a regulatory agency later provides guidance contradicting any offered election contained in this form, the employer acknowledges and accepts full responsibility for any necessary corrections or penalties that may arise

If the Plan would like to offer Roth or Roth and in-plan Roth rollovers and/or transfers, please sign and return this form.

Effective Date of Roth November 8, 2011
Effective Date of In-Plan Roth Rollover November 8, 2011
Effective Date of In-Plan Roth Transfer December 9, 2014

Contributions

- Allow Roth contributions in my 457(b) governmental plan. Roth deferral rules will be established using the same criteria currently used for Employee Before Tax Elective Deferrals, including but not limited to: minimum and maximum amounts and/or percents and eligibility requirements.

To the extent my Plan currently has any of the following Roth will be applied:

Rollovers

- N/A my Plan does not allow incoming rollovers.
- Yes, my Plan does allow incoming rollovers and will accept Roth rollovers into my Plan.

Unforeseeable Emergency Distributions

- N/A the Plan does not allow unforeseeable emergency distributions of elective deferrals.
- Yes, my Plan does allow unforeseeable emergency distributions.

In-Service Distributions

- N/A the Plan does not allow in-service distributions of elective deferrals.
- Yes, my Plan does allow for in-service distributions.

Loans

- N/A, the Plan does not allow loans.
- Yes, my Plan does allow loans.

TULARE COUNTY AGREEMENT NO. 25245-C

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Plan #: 880.38-D Plan Name: County of Tulsee

In-Plan Roth Transfers (If you select In-Plan Roth Transfers, you will also need to select In-Plan Roth Rollovers below. Please complete both sections.)

Note: In-Plan Roth Transfers will not be initiated on existing loan balances

- The Plan allows In-Plan Transfers from the Plan to a designated Roth account in the Plan. The Plan elects an In-Plan Transfer to allow the taxable transfer of the following money types within the plan to a designated Roth Account.
- All money types (all sources to the extent the participant is vested in the source)

In-Plan Roth Rollover

Note: In-Plan Roth Rollovers will not be initiated on existing loan balances

- The Plan allows In-Plan Rollovers from an eligible rollover distribution from the Plan to a designated Roth account as a taxable rollover in the Plan as long as a Participant meets a condition for distribution under the Plan, the Plan maintains a designated Roth account, and the distribution is eligible for rollover.

In addition to the above distribution options already included in your current plan document:

- The Plan elects an In-Plan Rollover and specific in-service distribution reasons to allow the taxable rollover of the following money types within the plan to a designated Roth Account. See the below options

Choose all options that apply:

1. Elective deferrals for employees who have attained age 70 1/2 (must be at least age 70 1/2).
2. Rollover contributions at any time.

- [] Other: _____ (Please contact your representative before choosing this "Other" option to ensure the option is allowable under the law)

If Service Provider is otherwise responsible for preparing Plan documents, the employer directs Service Provider to prepare the necessary documents (initial document or an amendment) consistent with the terms of this Election Form. Standard plan document amendment fees will apply. Generally, discretionary plan document amendments must be adopted by the last day of the plan year which the amended provision is to be effective. The deadline for adoption of the In-Plan Roth Transfer amendment is the later of the last day of the plan year in which the amendment is effective or December 31, 2014. If the employer wishes to make additional changes to the plan documents that are not specified on this election form at the same time, the employer must submit a written request along with the completed Election Form. If Service Provider is not otherwise responsible for preparing the Plan documents, the employer acknowledges that any Plan documents or amendments that must be executed according the terms of this Election Form and are the responsibility of the employer and that it accepts any consequences of failing to execute such documents in accordance with applicable requirements.

[Signature]
Authorized Plan Administrator Signature 11/26/14
Date

APPROVE AS TO FORM:
COUNTY COUNSEL
BY [Signature]
DEPUTY

Please note: Roth contributions and In-Plan Roth Rollovers/Transfers will be added to your plan as soon as administratively feasible after the receipt of this form with complete and accurate information.

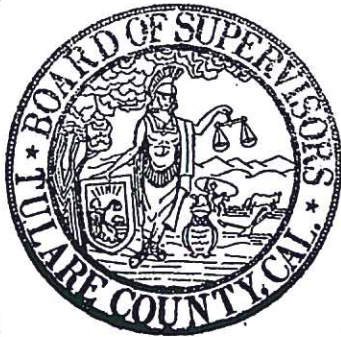
**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF In-Plan Roth
457 Conversions

)
) Resolution No. 2014-0876 ^{24696-B}
) Agreement No. 25245-C & ~~25696-B~~
)

UPON MOTION OF SUPERVISOR ENNIS, SECONDED BY SUPERVISOR WORTHLEY, THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD DECEMBER 9, 2014, BY THE FOLLOWING VOTE:

AYES: SUPERVISORS VANDER POEL, COX, WORTHLEY AND ENNIS
NOES: NONE
ABSTAIN: NONE
ABSENT: SUPERVISOR ISHIDA



ATTEST: JEAN M. ROUSSEAU
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: *Daniel A. Ybana*
Deputy Clerk

1. Approved Amendment No. 3 to Service Agreement 25245 with Great-West Life & Annuity to revise the services agreement to allow for in-service Roth contributions.
2. Approved Amendment No. 2 to the 2009 Great-West 457 Model Plan Document, Agreement 24696, to allow for in-service Roth contributions.
3. Ratified the Defined Contribution Committee Chairperson's signature on Amendment No. 3 to Service Agreement 25245.
4. Ratified the Defined Contribution Committee Chairperson's signature on Amendment No. 2 to the 2009 Great-West 457 Model Plan Document, Agreement 24696.

Auditor
Co. Counsel

DAY
12/10/14