



**RESOLUTION NO. 2019-01**

**A RESOLUTION OF THE BOARD OF THE SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCY RELATED TO WORKERS' COMPENSATION INSURANCE COVERAGE FOR BOARD MEMBERS AND VOLUNTEERS**

**Whereas**, the Sacramento-San Joaquin Delta Conservancy (Conservancy) provides worker's compensation insurance coverage to its employees pursuant to the provisions of Section 3770 of the California Labor Code; and

**Whereas**, Pursuant to Title 10, California Code of Regulations, Section 2318.6, Appendix II members of the Board of Directors (Board) of the Sacramento-San Joaquin Delta Conservancy are not considered employees of the Conservancy; and

**Whereas**, Section 3363.5 of the California Labor Code provides that a person who performs voluntary service without pay for a public agency, as designated and authorized by the governing body of the agency or its designee, shall, upon adoption of a resolution by the governing body of the agency so declaring, be deemed to be an employee of the agency for purposes of Division 4 of the California Labor Code while performing such service;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCY HEREBY FINDS AND DETERMINES:**

- a. Volunteers, excluding members of the Board, as described above shall be deemed to be employees of the Sacramento-San Joaquin Delta Conservancy for the purposes of Division 4 of the California Labor Code while actually performing volunteer services, provided that the rights of volunteers shall be limited to those benefits set forth in the Labor Code.
- b. This resolution supersedes any previously adopted resolution related to workers' compensation insurance coverage for volunteers and members of the Board of the Conservancy.

**PASSED, APPROVED, AND ADOPTED BY THE SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCY BOARD THIS 24<sup>th</sup> DAY OF JULY, 2019.**

**VOTE**

Ayes:

Noes:

Abstentions:

Absent:

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, Board Chair