

# RISK MANAGEMENT QUARTERLY REPORT AS OF MARCH 2019

Risk Category	Applicable Considerations	Green	Yellow	Red
Operational	Delays in deliverables for Pilot	Х		
	Employer participation in Pilot	Х		
	Program staffing (Ascensus)	Х		
	EDD employer data access, including emails		Х	
	Potential corporate issues with PA or IM	Х		
Reputational	Stakeholder relationships	Х		
	Marketing and educational outreach by third parties	Х		
Information Technology / Cybersecurity	None identified as of this date	X		
Legal, Regulatory and Compliance	HJTA litigation			Х
	Emergency regulations in place prior to Program open	Х		
	Regular regulations in place prior to Emergency Regulations expiration.	Х		
	Other challenges to Program authority or design	Х		
	Treatment of cannabis industry employers	Х		
Financial	None identified as of this date	X		
Governance and Fiduciary	None identified as of this date	Х		

Green - No immediate risk identified or risk mitigation successful

Yellow – Potential risk identified and risk management plan is being considered

Red – Risk management plan is in place and is being executed (previously identified risks) or risk mitigation plan is being developed and will be implemented (new risks)



#### RISK MANAGEMENT MASTER CHECKLIST

#### **Operational Risks**

- Issues that could cause a delay in producing deliverables (e.g., platform, programming or documentation, among others) resulting in a delay in Pilot or Program launch
- Program staffing, including professional resources dedicated to CalSavers
- Program participation (e.g., initial education and outreach less effective than desired to employers and employees and/or opt-out rate is higher than expected)
- Budget variances and potential for delay in repayment of General Fund loan
- No direct control over Program Administrator and Investment Manager but exposure to headline risks associated with each (e.g., privacy breaches)
- Customer service insufficiencies
- Business interruption
- Breach of contract provisions leading to possible default

#### **Reputational Risks**

- Image and branding
- Stakeholder relationships
- External and third-party communications
- Marketing and educational materials
- Market downturn shortly after launch; anxious investment experience for savers

### Information Technology and Cybersecurity Risks

- Integrity of recordkeeping, customer service and custodial platforms
- Data privacy of eligible and participating employees
- Digital communications

### Legal, Regulatory and Compliance Risks

- Legal challenges to Program regarding status (deemed to be an ERISA plan)
- Lawsuits from participants and other interest groups (ongoing monitoring of HJTA suit and those in other jurisdictions)
- New and modified regulations and statutory provisions (both federal and State)
- Non-compliance with statutes and regulations (both federal and State) by Program Administrator, Investment Manager, their subcontractors, or CalSavers' third party outreach partners (part of headline and reputational risk also)

#### **Financial Risks**

- Capital markets environment (e.g., risk of investment losses)
- Performance of investment managers
- Calculations of individual account values
- Accounting and audit issues



## **Governance and Fiduciary Risks**

- Board actions not compliant with governance and fiduciary standards
- Fraudulent activity by State/Board employees, the Program Administrator, the Investment Manager (including any of their subcontractors), or CalSavers' outreach partners
- Continual oversight of all aspects of Program operations



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