

**Summary of Proposed NDPERS Rules  
October 2015**

<b>Section</b>	<b>Description</b>	<b>Reason</b>
<b>71-01-01-01(2). Board membership</b>	Updates rule to reflect change in Board membership.	Legislative, to comply with SB 2022.
<b>71-01-03-04, Treatment, payment or operations</b>	Update information sharing provisions.	Administrative revision
<b>71-02-01-01. Definitions</b>	As recommended by our actuary to keep the plan tax code compliant.	To maintain tax qualified status of plan and comply with the Federal Internal Revenue Code
<b>71-02-02-01, Membership - General rule.</b>	Provides NDPERS the option to automatically enroll an eligible employee when retirement contributions are received and employee has not filed the membership application.	Administrative revision
<b>71-02-04-07. Amount of early retirement benefit.</b>	National Guard members are being merged with the State Law Enforcement Plan and the early retirement adjustment is being changed.	Legislative, to comply with provisions of SB 2102 and SB 2015.
<b>71-02-04-09.1(3). Dual membership limitations</b>	Certified documents are no longer required.	Administrative revision
<b>71-02-05-06. Determination of disability</b>	Correct reference to NDCC and remove limit on reimbursement of cost of medical examinations to member.	Administrative revision
<b>71-02-05-07. Optional benefits</b>	National Guard members are being merged with the State Law Enforcement Plan.	Legislative, to comply with provisions of SB 2102.
<b>71-02-06-07. Employer contribution – National guard/law enforcement</b>	National Guard members are being merged with the State Law Enforcement Plan.	Legislative, to comply with provisions of SB 2102.
<b>71-02-06-12 (new)</b>	Add new section to provide payment options for the recovery of missed employee retirement contributions.	Administrative revision
<b>71-03-03-01. Enrollment</b>	Clarifies enrollment eligibility in the uniform group insurance program.	Administrative revision
<b>71-03-03-02. Late enrollment</b>	Eliminate the provision of a six month waiting period for preexisting conditions.	Compliance with federal law, the Patient Protection and Affordable Care Act.

<b>Section</b>	<b>Description</b>	<b>Reason</b>
<b>71-03-03-05. Special enrollment for certain qualifying events</b>	Reflects closing of the pre-Medicare plan for retirees after 7/1/2015.	Administrative revision to reflect closing of plan under HB 1058 (2013 session).
<b>71-03-05-07 Erroneous payment of premiums - Overpayments.</b>	Clarifies who may be reimbursed for an overpayment of premiums.	Administrative revision
<b>71-03-05-08 Erroneous payment of premiums - Underpayments.</b>	Clarifies that retroactive cancellation of coverage for non-payment of premiums is not automatic.	Administrative revision
<b>71-04-01-01(7). Definitions.</b>	Revises definition of participant agreement to reflect that enrollments are now completed on line using Member Self Service.	Administrative revision
<b>71-04-03-01. Enrollment</b>	Revised to reflect that Enrollments are now completed on line using Member Self Service.	Administrative revision
<b>71-04-03-03. Change in monthly deferral.</b>	Revised to reflect that Enrollments are now completed on line using Member Self Service.	Administrative revision
<b>71-04-03-07. Distribution of assets.</b>	Clarifies the circumstances under which a distribution of assets may occur.	Administrative clarification related to transactions permitted under the Federal Internal Revenue Code
<b>71-04-04-05. Payroll deduction authorization.</b>	Reflects that Enrollments are now completed on line using Member Self Service.	Administrative revision
<b>71-04-04-07. Separation from service.</b>	Reflects that Enrollments are now completed on line using Member Self Service.	Administrative revision
<b>71-04-04-08. Authorization</b>	Reflects that Enrollments are now completed on line using Member Self Service.	Administrative revision

<b>Section</b>	<b>Description</b>	<b>Reason</b>
<b>71-04-05-02. Payroll deductions</b>	Reflects that Enrollments are now completed on line using Member Self Service.	Administrative revision
<b>71-04-05-06. Separation from service notice.</b>	Reflects that Enrollments are now completed on line using Member Self Service.	Administrative revision
<b>71-05-01-01. Definitions</b>	As recommended by our actuary to keep the plan tax code compliant.	To maintain tax qualified status of plan and comply with the Federal Internal Revenue Code
<b>71-06-01-02. Calculation of retiree health insurance credit.</b>	Amend rules to reflect National Guard members are being merged with the State Law Enforcement Plan.	Legislative, to comply with provisions of SB 2102.
<b>71-06-01-03. For retirees receiving more than one benefit entitled to retiree health insurance credit.</b>	Amend rules to reflect RHIC portability provisions.	Reflects portability of RHIC credit per HB 1058 from 2013 legislative session
<b>71-06-01-07. Optional benefits.</b>	Amend rules to reflect RHIC portability provisions.	Reflects portability of RHIC credit per HB 1058 from 2013 legislative session
<b>71-08-07-03. Employee paid contributions – Repayment options.</b>	Add new section to provide payment options for the recovery of missed employee retirement contributions.	Administrative revision