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## EMPLOYEE BENEFITS PROGRAMS COMMITTEE

Wednesday, September 9, 2020

Due to public health considerations and in accordance with Executive Order 2020-16, a meeting room will not be available to the public for this meeting. A live stream of the meeting will be available to the public at: <http://video.legis.nd.gov>. Written comments regarding the committee's agenda topics may be submitted in advance of the meeting to [jclark@nd.gov](mailto:jclark@nd.gov).

Committee members have the option of attending the meeting remotely or in person. Each committee member is asked to notify the Legislative Council at [jclark@nd.gov](mailto:jclark@nd.gov) at least 1 week before the meeting date to indicate whether the member plans to attend the meeting remotely or in person. Staff will provide committee members with call-in or meeting room information before the meeting.

9:00 a.m. Call to order  
Roll call  
Consideration of the [minutes of the April 15, 2020, meeting](#)  
Comments by the Chairman

### RETIREMENT AND INVESTMENT OFFICE

9:05 a.m. [Presentation](#) by Mr. David J. Hunter, Executive Director and Chief Investment Officer, Retirement and Investment Office, regarding the status of state investments  
Committee discussion

### CHANGES IN FEDERAL LAW

9:20 a.m. [Presentation](#) by Ms. Janylyn Murtha, Deputy Executive Director and Chief Retirement Officer, Retirement and Investment Office, requesting approval of terminology adopted by the Board of Trustees of the Teachers' Fund for Retirement to comply with federal requirements pursuant to North Dakota Century Code Section 15-39.1-35  
Committee discussion and directives

### PRESCRIPTION DRUG BENEFITS STUDY

9:35 a.m. [Presentation](#) by Mr. Drew Rasmussen, Management Consultant, Deloitte Consulting, of the [study](#) of prescription drug benefits  
Committee discussion and directives

10:45 a.m. Committee review of a bill draft [\[21.0170.01000\]](#) regarding Public Employees Retirement System (PERS) self-insurance health plans  
Committee discussion and directives

### HEALTH BENEFITS REQUEST FOR PROPOSAL

10:55 a.m. Presentation by Mr. Scott Miller, Executive Director, Public Employees Retirement System, regarding the status of the PERS uniform group insurance health benefits plan request for proposal  
Committee discussion

## EXPERIENCE STUDY

- 11:10 a.m. [Presentation](#) by Ms. Bonnie Wurst, Senior Consultant, Gabriel, Roeder, Smith & Company, of the PERS experience study  
Committee discussion
- 12:10 p.m. Recess

## JURISDICTION OF BILL DRAFTS

Committee consideration of bill drafts to determine whether each bill draft affects, actuarially or otherwise, the retirement programs of state employees or employees of any political subdivision, and health and retiree health plans of state employees or employees of any political subdivision pursuant to Section 54-35-02.4:

- 1:00 p.m. Bill Draft No. 49 [[21.0049.01000](#)] provides requirements for health insurance policies if the federal Affordable Care Act is repealed
- 1:05 p.m. Bill Draft No. 135 [[21.0135.01000](#)] provides for continued eligibility for health benefits following separation from employment in certain circumstances
- 1:10 p.m. Bill Draft No. 148 [[21.0148.02000](#)] provides the Employee Benefits Programs Committee makes contract determinations for PERS uniform group insurance plans
- 1:15 p.m. Bill Draft No. 170 [[21.0170.01000](#)] provides for broader discretion for stop-loss coverage for a PERS self-insurance health plan
- 1:20 p.m. Bill Draft No. 183 [[21.0183.01000](#)] provides maximum out-of-pocket costs for diabetes drugs and supplies for health insurance policies

## ACTUARIAL REVIEW OF BILL DRAFTS

Committee consideration and receipt of [technical comments](#) and actuarial information relating to bill drafts, over which the committee took jurisdiction, which affect, actuarially or otherwise, the retirement programs of state employees or employees of any political subdivision, and health and retiree health plans of state employees or employees of any political subdivision pursuant to Section 54-35-02.4:

- 1:25 p.m. [Bill](#) Draft No. 55 [[21.0055.01000](#)] provides a health insurance policy that covers an annual physical examination must allow for a physical examination that meets the requirements for a federal Department of Transportation physical examination
- 1:35 p.m. [Bill](#) Draft No. 68 [[21.0068.01000](#)] provides PERS prescription drug benefits coverage must include certain drugs imported from Canada
- 1:45 p.m. [Bill](#) Draft No. 87 [[21.0087.01000](#)] provides a 1.95 percent increase in the employer contribution for the PERS retirement plans
- 1:55 p.m. [Bill](#) Draft No. 88 [[21.0088.01000](#)] provides a 2 percent increase in the employer and employee contribution for the PERS retirement plans
- 2:05 p.m. [Bill](#) Draft No. 89 [[21.0089.01000](#)] provides a 5.12 percent increase in the employer and employee contribution for the PERS retirement plans
- 2:15 p.m. [Bill](#) Draft No. 90 [[21.0090.01000](#)] provides an increase in the employer contribution for the Highway Patrolmen's retirement system
- 2:25 p.m. [Bill Draft](#) No. 91 [[21.0091.01000](#)] provides a penalty for late payments or failures to follow required PERS processes
- 2:35 p.m. [Bill Draft](#) No. 92 [[21.0092.01000](#)] provides for technical corrections and updates to PERS laws
- 2:45 p.m. Bill Draft No. 93 [[21.0093.01000](#)] provides an exception for PERS Medicare part D pharmacy benefits requirements
- 2:55 p.m. [Bill](#) Draft No. 94 [[21.0094.01000](#)] provides for the assessment of administrative expenses for the PERS deferred compensation plan
- 3:05 p.m. [Bill](#) Draft No. 95 [[21.0095.01000](#)] provides a 1 percent increase in the employer and employee contribution for the PERS retirement plans

3:15 p.m. Committee discussion and directives  
3:30 p.m. Adjourn

**Committee Members**

Representatives: Mike Lefor (Chairman), Jason Dockter, LaurieBeth Hager, Craig Johnson, Vernon Laning, Matthew Ruby, Austen Schauer

Senators: Howard C. Anderson, Jr., Brad Bekkedahl, Dick Dever, Karen K. Krebsbach, Richard Marcellais, Kristin Roers

Staff Contact: Jennifer S. N. Clark, Counsel