

Section	Description	Reason
71-02-02-01. Membership - General rule.	Add language to above rule for clarification and be consistent with NDPERS administration of effective dates used with certain IRS qualifying events.	Clarify effective dates based upon qualifying events (specific to birth, adoption, and placement for adoption).
71-02-02-01(2). Membership - General rule.	Remove the employer requirement that the contributions for temporary employees be submitted within six working days of the month for the previous month's salary.	Temporary employees are included in the same payroll reports that permanent employees are – they are comingled. The deadline for permanent employees is the 15th of the month following the month the wages are being reported for – so we believe this line should be removed from rules.
71-02-04-03. Payment date – Retirement benefits.	Update Required Minimum Distribution language based upon federal laws and updates to state law SB 2044 technical corrections. For a member who attains age seventy and one-half before January 1, 2020, the member's required beginning date is April first of the calendar year following the later of the calendar year in which the member attains age seventy and one-half or terminates employment. For a member who attains age seventy and one-half after December 31, 2019, the member's required beginning date is April first of the calendar year following the later of the calendar year in which the member attains age seventy-two or terminates employment.	Federal / State Law Compliance, SB 2044
71-02-04-04. Optional benefits.	Clarify in rules that a death certificate must be received by NDPERS and date stamped in order for the pop up of a retiree to a higher Single Life benefit amount as this is not automatic upon death notification.	Clarification
71-02-04-10. Erroneous payment of benefits - Overpayments.	Clarify in rules that simple interest (not compounding) is paid on over/under payments of retirement benefits	Clarification
71-02-04-11. Erroneous payment of benefits – Underpayments.	Clarify in rules that simple interest (not compounding) is paid on over/under payments of retirement benefits	Clarification
71-02-06-06. Employer payment of employee contributions.	This should be specific to plan enrolled. For example Public Safety and Main plan may have a different pickup rate by the employer, but all employees based upon plan eligibility are	Clarification

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	treated the same. Example: 200010 City of Cavalier pays 15.26% for all Main Plan employees but Public Safety employees make up difference and pay an additional 1.19% based upon higher contribution rate required for Public Safety Plan.	
71-02-06-13. Refusal of interest on contributions. (New section)	Add Interest Accrual Exception due to a Faith Requirement	Administrative change, direction from NDPERS Board at April 2020 meeting
71-03-03-01 (3). Enrollment.	Add language to above rule for clarification and be consistent with NDPERS administration of effective dates used with certain IRS qualifying events.	Clarify effective dates based upon qualifying events (specific to birth, adoption, and placement for adoption).
71-03-03-09. Leave without pay.	Remove reference to waiting period for preexisting conditions.	Waiting periods for preexisting conditions are not permitted under federal law (ACA). This was previously missed when removing other references at an earlier date.
71-03-07-01. Employer contribution.	Employers need to have payment into our office by the fifteenth of the month so we have the funds to pay our carriers around the twentieth of each month.	Would like this to be consistent with 71-03-04-01