



PUBLIC EMPLOYEE RETIREMENT SYSTEM OF IDAHO  
607 North 8th Street, Boise, Idaho 83702

MINUTES OF SPECIAL MEETING OF RETIREMENT BOARD

The Board of the Public Employee Retirement System of Idaho met in-person and via Zoom at 2:00 p.m., June 25, 2021. The following members were present:

Jeff Cilek  
Joy Fisher  
Celia Gould  
Park Price  
Darin DeAngeli

Executive Director Don Drum, Deputy Director Michael Hampton, Chief Investment Officer Bob Maynard, Investment Officer Richelle Sugiyama, Deputy Attorney General Cheryl George, and Management Assistant Lena Rupp were also in attendance.

At 2:04 p.m., Chairman Cilek called the meeting to order. He welcomed everyone to the meeting.

Deputy Hampton stated that the purpose of the special meeting is to vote to republish the temporary rules since the legislature did not take final action regarding rules.

Deputy Attorney General, Cheryl George, stated that the current rules are set to expire June 30, 2021 if the Board does not take action. DAG George reviewed the administrative rules to be republished as temporary rules effective July 1, 2021. These include the following:


- 1) 59.01.01.002 – Delete incorporation by reference section for administrative procedure and incorporate into adjusted rule section, item 3) below.
- 2) 59.01.01.004.13 – Adjust employer definition to accentuate compliance with Federal Tax code. This will assist in clarifying which employers are PERSI eligible.
- 3) 59.01.01.011 through .047 – Delete separate administrative procedure language in PERSI rules and replace with adoption of Idaho Rules of Administrative Procedure developed and maintained by the AG's office (IDAPA 04.11.01). Include "opt out" language for specific sections where terms and practice are not applicable to PERSI.
- 4) 59.01.01.250 through .302 – The Board has contributions rate setting authority provided in section 59-1322 Idaho Code. Contribution rates in the rule were duplicative and therefore were removed.
- 5) 59.01.01.531 – Clarify historical and documented practice of not beginning benefits until receipt of retirement application.
- 6) 59.01.01.536.02 – Add to rule to clarify intent of Return To Work. Testimony and intent language was for hard-to-fill positions. This would clarify that you must return in the same capacity to fill the hard-to-fill position.

DAG George stated that with these changes approximately 5000 words are being removed from IDAPA 59.01.01.

Trustee Fisher motioned pursuant to Section 67-5226 Idaho Code, the Governor has found that temporary adoption of this rule is appropriate to protect the public health, safety, and welfare of the citizens of Idaho and confer a benefit on its citizens. These rules implement the duly enacted laws of the state of Idaho, provide citizens with the detailed rules and standards for complying with those laws, and assist in the orderly execution and enforcement of those laws. The expiration of these rules without due consideration and processes would undermine the public health, safety, and welfare, of the citizens of Idaho and deprive them of the benefit intended by these rules. The temporary rule is adopted effective July 1, 2021. Staff is authorized to file administrative bulletin filings as necessary and make non-substantive changes, technical in nature only, which may be required by the Office of Administrative Rules Coordinator, without further Board review and approval. Trustee DeAngeli seconded the motion, which passed unanimously.

The Board did not receive any public written testimony during the submission timeframe prior to the meeting.

Adjournment: There being no further business to come before the Board, the meeting adjourned at 2:13 p.m.

  
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Don Drum Executive Director Date

 7-14-21  
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Jeff Cilek Chairman Date