

## MEMORANDUM

**TO:** Germane Joint Subcommittees -  
Senate Commerce & Human Resources &  
House Commerce & Human Resources

**FROM:** Legislative Services Office - Eric Milstead

**DATE:** February 23, 2009

**SUBJECT:** 59.01.06 - Retirement Rules for PERSI  
(Docket #59-0106-0901)

This temporary rule was not reviewed by this office. It is being sent to you for your information only. Thank you.

Enclosure

**IDAPA 59 - PUBLIC EMPLOYEE RETIREMENT SYSTEM OF IDAHO**

**59.01.06 - RETIREMENT RULES FOR THE PUBLIC EMPLOYEE  
RETIREMENT SYSTEM OF IDAHO (PERSI)**

**DOCKET NO. 59-0106-0901**

**NOTICE OF RULEMAKING - ADOPTION OF TEMPORARY RULE**

**EFFECTIVE DATE:** The effective date of the temporary rule is March 1, 2009.

**AUTHORITY:** In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted a temporary rule. The action is authorized pursuant to Section 59-1314(1), Idaho Code.

**DESCRIPTIVE SUMMARY:** The following is the required finding and concise statement of its supporting reasons for adopting a temporary rule:

To delay scheduled increase in contribution rates to the unused sick leave fund by public schools.

**TEMPORARY RULE JUSTIFICATION:** Pursuant to Section 67-5226(1)(c), Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons:

To delay scheduled increase in contribution rates to the unused sick leave fund by public schools. Actuarial valuation indicates the currently scheduled increases are not necessary to adequately fund the benefits provided by the schools unused sick leave fund.

**FEE SUMMARY:** Pursuant to Section 67-5226(2), the Governor has found that the fee or charge being imposed or increased is justified and necessary to avoid immediate danger and the fee is described herein: N/A

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this temporary rule, contact Joanna L. Guilfooy, PERSI, 287-9271.

DATED this 1st day of March, 2009.

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Public Employee Retirement System of Idaho  
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**THE FOLLOWING IS THE TEXT OF DOCKET NO. 59-0106-0901**

**552. SICK LEAVE FUNDING RATES (RULE 552).**

The sick leave pools shall be funded by employer contributions as follows: (3-30-01)

**01. State Agencies and Junior College Districts.** All employer groups participating in the pools established by Sections 33-2109A and 67-5339, Idaho Code, shall contribute point sixty-five percent (.65%) of employee covered payroll. (3-30-01)

**02. Schools.** All employer groups participating in the pool established by Section 33-1228, Idaho

Code, shall contribute the percentage of employee covered payroll based on the number of days of paid sick leave permitted during the contract year for certified teachers as set forth in the following table:

Beginning:	July 1, 2006	July 1, 2007 <del>11</del>	July 1, 2008 <del>12</del>
9-10 days	1.16%	1.18%	1.21%
11-14 days	1.26%	1.35%	1.44%
More than 14 days	Individual rate to be set by the Retirement Board based on current cost and actuarial data and reviewed annually		

Where a four (4) day work week or similar policies have been adopted, adjustments shall be made to convert the number of days of paid sick leave to the contribution level necessary to maintain equity within the pool. (Amended 3-30-01) (~~Amended 4-11-06~~) (3-1-09)T

**03. Subdivisions.** All employer groups participating in the pool established by Section 59-1365, Idaho Code, shall make contributions as provided in Rule 578. (3-30-01)