

# **NORTH DAKOTA ADMINISTRATIVE CODE**

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**Prepared by the Legislative Council staff  
for the  
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**RETIREMENT BOARD**



**APRIL 2019**

**CHAPTER 71-02-08**

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Any political subdivision may discontinue participation in the fund if the following requirements are met:

1. The political subdivision must provide the board with a copy of a resolution adopted by the governing authority authorizing the termination of participation in the fund.
2. Upon receiving a copy of the written resolution, an actuarial study must be done by the plan's actuary to determine the accrued benefit of all vested employees minus allocated assets from the date of participation. The interest assumption used must be two hundred basis points less than the plan's interest assumption used for funding purposes. The withdrawal liability must include an administrative expense assessment of five percent.
3. Any costs incurred by the fund, resulting from a political subdivision ceasing participation, including the actuarial fee study and the withdrawal liability, must be assessed against the political subdivision and paid in full before a political subdivision terminates its participation.
4. All employees of a political subdivision that has terminated participation in the fund must not be eligible for future benefit accruals or improvements granted to employees or former employees of participating governmental units after the date the employer's participation ceases.
5. An employee who is not vested at the time an employer ceases participation has the option of taking a refund or rollover of the employee's contribution plus interest.

**History:** Effective September 1, 1982; amended effective June 1, 1996; April 1, 2019.

**General Authority:** NDCC 54-52-04

**Law Implemented:** NDCC 54-52-02.1

**CHAPTER 71-06-01  
RETIREE HEALTH INSURANCE CREDIT**

Section

- 71-06-01-01 Eligibility for Retiree Health Insurance Credit Applied to Premiums for Annuitants and Surviving Spouses Under the North Dakota Public Employees Retirement System, the North Dakota Highway Patrolmen's Retirement System, the Retired Judges Under North Dakota Century Code Chapter 27-17, Annuitants of the Job Service Retirement Program, and Former Participating Members of the Defined Contribution Retirement Plan Receiving Periodic Distributions [Repealed]
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- 71-06-01-04 Employer Paid Health Premiums [Repealed]
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- 71-06-01-06 Erroneous Crediting of the Retiree Health Insurance Credit [Repealed]
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**71-06-01-10. Withdrawal.**

Withdrawal under this chapter is governed by section 71-02-08-02.

**History:** Effective April 1, 2019.

**General Authority:** NDCC 54-52-04

**Law Implemented:** NDCC 54-52-02