



**Montana Legislative Services Division**  
**Legal Services Office**

---

**TO:** State Administration and Veterans' Affairs Interim Committee  
**FROM:** K. Virginia Aldrich  
**DATE:** August 2, 2013  
**RE:** Legislative Administrative Rule Review Report

---

Pursuant to 5-5-228, MCA, the State Administration and Veterans' Affairs Interim Committee is responsible for reviewing administrative rules within its jurisdiction. Staff for the State Administration and Veterans' Affairs Interim Committee has prepared this report for informational purposes only. This report does not represent any action or opinion of the State Administration and Veterans' Affairs Interim Committee and does not preclude additional action that may be taken by the State Administration and Veterans' Affairs Interim Committee pursuant to its authority under the Montana Administrative Procedure Act (Title 2, chapter 4, MCA).

**MAR NOTICE NUMBER:** 2-43-483

**AGENCY/BOARD:** Public Employees' Retirement Board of the State of Montana

**RULE CLASSIFICATION:** (e.g. substantive/interpretative/emergency/temporary): Substantive

**SUBJECT:** Establishing a process for the payment on employer contributions on behalf of working retirees, including independent contractors and other workers in PERS-covered positions.

**NOTICE DESCRIPTION:** (e.g. proposal notice/adoption notice):  
Notice of proposed amendments

**SUMMARY OF RULE(S):**

The Public Employees' Retirement Board of the State of Montana is proposing to amend two rules relating to required employer reports and employer contributions in the Public Employees' Retirement System, the Sheriffs' Retirement System, and the Firefighters' Unified Retirement System. The rules expand employer reports and contributions to include reports and contributions by employers on working retirees pursuant to Chapter 239, L. 2013. The rules also expand employer reports and certifications to address PERS working retirees who return as independent contractors, pursuant to Chapter 178, L. 2013.

**NOTES:** (e.g. hearing dates).

A public hearing is not contemplated. The public comment period ends on August 8, 2013.  
CI0103 3219gafa.