

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 145-1-89

Rule Type: Amendment

Rule Title/Tagline: Transfer of contributions under rule 145-1-88 of the Administrative Code.

Agency Name: Public Employees Retirement System

Division:

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I. Rule Summary

1. Is this a five year rule review? No
 - A. What is the rule's five year review date? 9/25/2025
2. Is this rule the result of recent legislation? Yes
 - A. If so, what is the bill number, General Assembly and Sponsor? HB 33 - 135 - Edwards
3. What statute is this rule being promulgated under? 111.15
4. What statute(s) grant rule writing authority? 145.80
5. What statute(s) does the rule implement or amplify? 145.81, 145.814
6. Does the rule implement a federal law or rule in a manner that is more stringent or burdensome than the federal law or regulation requires? No
 - A. If so, what is the citation to the federal law or rule? Not Applicable
7. What are the reasons for proposing the rule?

This rule is being amended because OPERS is consolidating the Combined Plan into the Traditional Pension Plan for accounting and administration purposes pursuant to O.R.C. 145.196.

- 8. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

This rule specifies the requirements to transfer the amounts of deposit to a member's new plan selection. The rule is being amended to change certain cross-references to the Combined Plan.

- 9. Does the rule incorporate material by reference? Yes**
- 10. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

This rule references sections of the Ohio Revised and/or Administrative Codes. The ORC and OAC are generally available in libraries and on the internet.

This rule also contains references to the Combined and/or Member-Directed Plan Documents. OAC 145-1-81 defines the most recent versions of the plan documents and provides that they are not incorporated into a rule that references them. Complete and accurate copies of the current plan documents are available at www.opers.org/about/legal.

- 11. If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

Not Applicable

II. Fiscal Analysis

- 12. Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

Not Applicable

Not Applicable

- 13. What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

Not Applicable

14. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No
15. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No
16. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.

Not Applicable

III. Common Sense Initiative (CSI) Questions

17. Was this rule filed with the Common Sense Initiative Office? No
18. Does this rule have an adverse impact on business? No
 - A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No
 - B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? No
 - C. Does this rule require specific expenditures or the report of information as a condition of compliance? No
 - D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No

IV. Regulatory Restriction Requirements under S.B. 9. Note: This section only applies to agencies described in R.C. 121.95(A).

19. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? No
 - A. How many new regulatory restrictions do you propose adding to this rule?

Not Applicable

- B. How many existing regulatory restrictions do you propose removing from this rule?**

Not Applicable

- C. If you are not removing existing regulatory restrictions from this rule, please list the rule number(s) from which you are removing restrictions.**

Not Applicable

- D. Please justify the adoption of the new regulatory restriction(s).**

Not Applicable