

Bill as Introduced

HB 299-FN - AS INTRODUCED

2011 SESSION

11-0919

10/05

HOUSE BILL ***299-FN***

AN ACT relative to the method of financing for the judicial retirement plan.

SPONSORS: Rep. G. Richardson, Merr 4; Sen. Houde, Dist 5

COMMITTEE: Special Committee on Public Employee Pensions Reform

ANALYSIS

This bill allows the annual contribution for unfunded accrued liability of the judicial retirement plan to be calculated over a 30-year period or the maximum period allowed, whichever is less.

.....

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struck through.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eleven

AN ACT relative to the method of financing for the judicial retirement plan.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Method of Financing; Unfunded Accrued Liability. Amend RSA 100-C:16, III(d) to read as
2 follows:

3 (d) Immediately following the actuarial valuation prepared under paragraph I, the board
4 shall have an actuary determine the amount of the unfunded accrued liability as the amount of the
5 total liabilities of the state annuity accumulation fund which is not dischargeable by the total of the
6 funds in hand to the credit of the state annuity accumulation fund, and the normal contributions to
7 be made on account of the members during the remainder of their active service. The amount so
8 determined shall be known as the “unfunded accrued liability”. On the basis of the unfunded
9 accrued liability, the board shall have an actuary determine the level annual contribution required to
10 discharge such amount over a period of [~~20 years from the date of implementation of this chapter~~] **30**
11 ***years or the maximum period allowed by standards adopted by the Government Accounting***
12 ***Standards Board, whichever is less.***

13 2 Effective Date. This act shall take effect 60 days after its passage.

HB 299-FN - AS INTRODUCED
- Page 2 -

LBAO
11-0919
01/19/11

HB 299-FN - FISCAL NOTE

AN ACT relative to the method of financing for the judicial retirement plan.

FISCAL IMPACT:

Due to time constraints, the Office of Legislative Budget Assistant is unable to provide a fiscal note for this bill at this time. When completed, the fiscal note will be forwarded to the House Clerk's Office.

HB 299-FN - AS AMENDED BY THE HOUSE

23Feb2011... 0140h

2011 SESSION

11-0919

10/05

HOUSE BILL **299-FN**

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

HB 299-FN - AS AMENDED BY THE HOUSE

23Feb2011... 0140h

11-0919
10/05

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eleven

AN ACT relative to the method of financing for the judicial retirement plan.

Be it Enacted by the Senate and House of Representatives in General Court convened:

- 1 1 Method of Financing; Unfunded Accrued Liability. Amend RSA 100-C:13, III(d) to read as
2 follows:
3 (d) Immediately following the actuarial valuation prepared under paragraph I, the board
4 shall have an actuary determine the amount of the unfunded accrued liability as the amount of the
5 total liabilities of the state annuity accumulation fund which is not dischargeable by the total of the
6 funds in hand to the credit of the state annuity accumulation fund, and the normal contributions to
7 be made on account of the members during the remainder of their active service. The amount so
8 determined shall be known as the "unfunded accrued liability". On the basis of the unfunded
9 accrued liability, the board shall have an actuary determine the level annual contribution required to
10 discharge such amount over a period of [~~20 years from the date of implementation of this chapter~~] **30**
11 ***years or the maximum period allowed by standards adopted by the Government Accounting***
12 ***Standards Board, whichever is less.***
13 2 Effective Date. This act shall take effect 60 days after its passage.

LBAO
11-0919
Revised 02/10/11

HB 299 FISCAL NOTE

AN ACT relative to the method of financing for the judicial retirement plan.

FISCAL IMPACT:

The New Hampshire Judicial Retirement Plan and the Judicial Branch state this bill will decrease state general fund expenditures by \$409,967 in FY 2014 and FY 2015. There will be no fiscal impact on state revenues, or county and local revenues or expenditures.

METHODOLOGY:

The New Hampshire Judicial Retirement Plan and the Judicial Branch state this bill would amend RSA 100-C:16, III(d) to allow the unfunded liability of the Judicial Retirement Plan to be calculated over a 30 year period, as is applicable to the New Hampshire Retirement System per RSA 100-A:16, II(e). The NH Judicial Retirement Plan and the Judicial Branch state the when the Plan was created, RSA 100-C provided that the unfunded liability would be calculated over a period of 20 years from the date of implementation (approximately January 1, 2005). The New Hampshire Judicial Retirement Plan and the Judicial Branch state actuarial estimates for January 1, 2010, project an employer contribution rate of 46.31% for 15 years (amortization period remaining under current statute) and 41.03% for 30 years (amortization period effective upon passage of this bill), or a reduction of 5.28%. As the state contribution rate has already been certified by the NH Judicial Retirement Plan's board of trustees for FY 2012 and FY 2013 under RSA 100-C, IV, it could not be revised until FY 2014 and beyond without legislative action enabling the board of trustees to do so. The NH Judicial Retirement Plan's actuary projects if the state contribution rate were to be reduced to 41.03% it would reduce state general fund expenditures by \$409,967 in each fiscal year 2014 and 2015.

HB 299 FISCAL NOTE

AN ACT relative to the method of financing for the judicial retirement plan.

FISCAL IMPACT:

The New Hampshire Judicial Retirement Plan and the Judicial Branch state this bill, as amended by the House (Amendment #2011-0140h), will decrease state general fund expenditures by \$409,967 in FY 2014 and \$409,967 in FY 2015. There will be no fiscal impact on state revenues or county and local revenues or expenditures.

METHODOLOGY:

The New Hampshire Judicial Retirement Plan and the Judicial Branch state this bill would amend RSA 100-C:13, III(d) to allow the unfunded liability of the Judicial Retirement Plan to be calculated over a 30 year period, as is applicable to the New Hampshire Retirement System per RSA 100-A:16, II(e). The NH Judicial Retirement Plan and the Judicial Branch state when the Plan was created the unfunded liability would be calculated over a period of 20 years from the date of implementation (approximately January 1, 2005). The New Hampshire Judicial Retirement Plan and the Judicial Branch state actuarial estimates for January 1, 2010, project an employer contribution rate of 46.31% for 15 years (amortization period remaining under current statute) and 41.03% for 30 years (amortization period effective upon passage of this bill), or a reduction of 5.28%. As the state contribution rate has already been certified by the NH Judicial Retirement Plan's board of trustees for FY 2012 and FY 2013 under RSA 100-C:13, it can not be revised until FY 2014 or beyond without legislative action enabling the board of trustees to do so. The NH Judicial Retirement Plan's actuary projects if the state contribution rate were to be reduced to 41.03% it would reduce state general fund expenditures by \$409,967 in each fiscal year 2014 and 2015.

HB 299-FN – VERSION ADOPTED BY BOTH BODIES

23Feb2011... 0140h
05/11/11 1774s
22June2011... 2261CofC

2011 SESSION

11-0919
10/05

HOUSE BILL ***299-FN***

AN ACT relative to the method of financing for the judicial retirement plan.

SPONSORS: Rep. G. Richardson, Merr 4; Sen. Houde, Dist 5

COMMITTEE: Special Committee on Public Employee Pensions Reform

ANALYSIS

This bill allows the annual contribution for unfunded accrued liability of the judicial retirement plan to be calculated over a 30-year period or the maximum period allowed, whichever is less.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears [~~in brackets and struck through.~~]
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

HB 299-FN – VERSION ADOPTED BY BOTH BODIES

23Feb2011... 0140h
05/11/11 1774s
22June2011... 2261CofC

11-0919
10/05

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eleven

AN ACT relative to the method of financing for the judicial retirement plan.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Method of Financing; Unfunded Accrued Liability. Amend RSA 100-C:13, III(d) to read as
2 follows:

3 (d) Immediately following the actuarial valuation prepared under paragraph I, the board
4 shall have an actuary determine the amount of the unfunded accrued liability as the amount of the
5 total liabilities of the state annuity accumulation fund which is not dischargeable by the total of the
6 funds in hand to the credit of the state annuity accumulation fund, and the normal contributions to
7 be made on account of the members during the remainder of their active service. The amount so
8 determined shall be known as the "unfunded accrued liability". On the basis of the unfunded
9 accrued liability, the board shall have an actuary determine the level annual contribution required to
10 discharge such amount over a period of [~~20 years from the date of implementation of this chapter~~] **30**
11 **years from January 1, 2010 or the maximum period allowed by standards adopted by the**
12 **Government Accounting Standards Board, whichever is less.**

13 2 Judicial Retirement Plan; Recalculation and Recertification of Employer Rate.
14 Notwithstanding the requirements of RSA 100-C:13, I, the board of trustees of the judicial
15 retirement plan shall direct the plan's actuary to recalculate the employer contribution rate for the
16 state fiscal years 2012 and 2013 to reflect the requirements of RSA 100-C:13, III(d) as amended by
17 section 1 of this act. Such recalculated employer contribution rate shall be recertified by the board of
18 trustees to the judicial branch and shall be used by the judicial branch for state fiscal years 2012 and
19 2013 until the next biennial valuation.

20 3 Effective Date. This act shall take effect upon its passage.

LBAO
11-0919
Amended 05/18/11

HB 299 FISCAL NOTE

AN ACT relative to the method of financing for the judicial retirement plan.

FISCAL IMPACT:

The New Hampshire Judicial Retirement Plan and the Judicial Branch state this bill, as amended by the Senate (Amendment #2011-1774s), will decrease state general fund expenditures by \$409,967 in FY 2012 and \$409,967 in FY 2013. There will be no fiscal impact on state revenues or county and local revenues or expenditures.

METHODOLOGY:

The New Hampshire Judicial Retirement Plan and the Judicial Branch state this bill would amend RSA 100-C:13, III(d) to allow the unfunded liability of the Judicial Retirement Plan to be calculated over a 30 year period, as is applicable to the New Hampshire Retirement System per RSA 100-A:16, II(e). This bill also directs the Judicial Retirement Plan to recalculate and recertify employer contribution rate for the state fiscal years 2012 and 2013 to reflect the 30 year amortization period. The NH Judicial Retirement Plan and the Judicial Branch state when the Plan was created the unfunded liability would be calculated over a period of 20 years from the date of implementation (approximately January 1, 2005). The New Hampshire Judicial Retirement Plan and the Judicial Branch state actuarial estimates for January 1, 2010, project an employer contribution rate of 46.31% for 15 years (amortization period remaining under current statute) and 41.03% for 30 years (amortization period effective upon passage of this bill), or a reduction of 5.28%. The NH Judicial Retirement Plan's actuary projects if the state contribution rate were to be reduced to 41.03% it would reduce state general fund expenditures by \$409,967 in each fiscal year 2012 and 2013.

Amendments

Sen. Bradley, Dist. 3
Sen. Carson, Dist. 14
May 5, 2011
2011-1764s
10/01

Amendment to HB 299-FN

1 Amend the bill by replacing all after the enacting clause with the following:

2

3 1 Method of Financing; Unfunded Accrued Liability. Amend RSA 100-C:13, III(d) to read as
4 follows:

5 (d) Immediately following the actuarial valuation prepared under paragraph I, the board
6 shall have an actuary determine the amount of the unfunded accrued liability as the amount of the
7 total liabilities of the state annuity accumulation fund which is not dischargeable by the total of the
8 funds in hand to the credit of the state annuity accumulation fund, and the normal contributions to
9 be made on account of the members during the remainder of their active service. The amount so
10 determined shall be known as the "unfunded accrued liability." On the basis of the unfunded
11 accrued liability, the board shall have an actuary determine the level annual contribution required
12 to discharge such amount over a period of [~~20 years from the date of implementation of this chapter~~]
13 *30 years from January 1, 2010 or the maximum period allowed by standards adopted by the*
14 *Government Accounting Standards Board, whichever is less.*

15 2 Judicial Retirement Plan; Recalculation and Recertification of Employer Rate.
16 Notwithstanding the requirements of RSA 100-C:13, I, the board of trustees of the judicial
17 retirement plan shall direct the plan's actuary to recalculate the employer contribution rate for the
18 state fiscal years 2012 and 2013 to reflect the requirements of RSA 100-C:13, III(d) as amended by
19 section 1 of this act. Such recalculated employer contribution rate shall be recertified by the board of
20 trustees to the judicial branch and shall be used by the judicial branch for state fiscal years 2012 and
21 2013 until the next biennial valuation.

22 3 Effective Date. This act shall take effect upon its passage.

Senate Executive Departments and Administration
May 5, 2011
2011-1774s
10/04

Amendment to HB 299-FN

1 Amend the bill by replacing all after section 1 with the following:

2

3 2 Judicial Retirement Plan; Recalculation and Recertification of Employer Rate.
4 Notwithstanding the requirements of RSA 100-C:13, I, the board of trustees of the judicial
5 retirement plan shall direct the plan's actuary to recalculate the employer contribution rate for the
6 state fiscal years 2012 and 2013 to reflect the requirements of RSA 100-C:13, III(d) as amended by
7 section 1 of this act. Such recalculated employer contribution rate shall be recertified by the board of
8 trustees to the judicial branch and shall be used by the judicial branch for state fiscal years 2012 and
9 2013 until the next biennial valuation.

10 3 Effective Date. This act shall take effect upon its passage.

Committee Minutes

SENATE CALENDAR NOTICE
EXECUTIVE DEPARTMENTS AND ADMINISTRATION

Senator Sharon Carson Chairman *out 10:30*
 Senator Fenton Groen V Chairman
 Senator Sylvia Larsen
 Senator Jim Luther
 Senator Raymond White *out 10:47A*

For Use by Senate Clerk's Office ONLY	
<input type="checkbox"/> Bill Status	
<input type="checkbox"/> Docket	
<input type="checkbox"/> Calendar	
Proof: <input type="checkbox"/> Calendar	<input type="checkbox"/> Bill Status

Date: March 30, 2011

HEARINGS

Thursday

4/7/2011

EXECUTIVE DEPARTMENTS AND ADMINISTRATION

SH 100

9:00 AM

(Name of Committee)

(Place)

(Time)

EXECUTIVE SESSION MAY FOLLOW

9:00 AM	HB119	relative to agency membership on the information technology council.
9:10 AM	HB80	(New Title) relative to ranks in the division of state police.
9:25 AM	HB88	relative to liquor enforcement and liquor licensing.
9:40 AM	HB508-FN	establishing a performance measurement system for state agencies.
10:00 AM	HB299-FN	relative to the method of financing for the judicial retirement plan.
10:30 AM	HB339-FN-A	allowing the state veterinarian to employ a meat inspection services administrator.

Sponsors:

HB119

Rep. Charles Townsend Rep. Naida Kaen

HB80

Rep. David Welch Rep. John Tholl Rep. Gene Charron

HB88

Rep. David Kidder Rep. Stephen Shurtleff Sen. Lou D'Allesandro Sen. Jeb Bradley

HB508-FN

Rep. Edward Moran Rep. Daniel Itse Rep. Stephen Stepanek Rep. John Cebrowski

HB299-FN

Rep. Gary Richardson Sen. Matthew Houde

HB339-FN-A

Rep. Laurie Harding Rep. Tara Sad Rep. Derek Owen Rep. Carol McGuire

Sen. Bob Odell Sen. Amanda Merrill

Deborah Chroniak 271-1403

Sen. Sharon Carson

Chairman

Executive Dept. and Administration Committee

Hearing Report

TO: Members of the Senate

FROM: Deb Chroniak, Legislative Aide

RE: Hearing report on HB 299-FN – relative to the method of financing for the judicial retirement plan.

HEARING DATE: April 7, 2011

MEMBERS OF THE COMMITTEE PRESENT: Senator Fenton Groen, Dist. 6; Senator Sylvia Larsen, Dist 15; Senator Jim Luther, Dist. 12; Senator Ray White, Dist. 9

MEMBERS OF THE COMMITTEE ABSENT: Senator Sharon Carson, Dist 14

Sponsor(s): Rep. G. Richardson, Merr 4; Sen. Houde, Dist 5

What the bill does: This bill allows the annual contribution for unfunded accrued liability of the judicial retirement plan to be calculated over a 30-year period or the maximum period allowed, whichever is less.

Who supports the bill: Representative Ken Hawkins, Hills, D 18; Attorney Howard Zibel, Judicial Branch, NH Supreme Court; Representative Carol McGuire, House ED & A Committee; Senator Matthew Houde, District 5

Who opposes the bill: No one.

No Position: Attorney David Howe, Counsel to the Board of Trustees, Judicial Retirement Plan

The public hearing on HB 299-FN opened at 10:23 a.m.

Senator Groen opened the hearing by calling on Representative Ken Hawkins to testify to the bill.

Summary of testimony received:

• Representative Ken Hawkins (in support) stated that this bill brings in line the Judicial Retirement System under 100-C, with the New Hampshire Retirement System under RSA 100-A, and 100-A:16 allows for the unfunded accrued liability over a 30-year payback. This legislation is just making the same change to the judicial system to allow them to have the same 30-year period (it's payback with interest, etc.). Since 1968, it was in 100-A, and it was 20 years, which was never taken out. So, that is what this bill does, it makes it the same as 100-A.

• Attorney Howard Zibel (in support) (testimony provided), General Counsel of the Supreme Court and the Judicial Branch, stated that something that he always does when he talks about the judicial retirement plan, is to make sure that everybody understands that this plan applies only to full-time judges. There are only about 60, 70, or 80 people (including retirees), but a very small group of people. The judicial branch employees, like himself, are in the New Hampshire Retirement System, like all state and government employees in New Hampshire.

• But, what is being discussed here is the Judicial Retirement Plan, enacted in 2003, which was a very good thing, because before that, judicial retirement was pay as you go, and was part of the judicial branches budget, and, was a large part of the budget, and so to put it on a funded actuarial basis for the long-term was a good move by the Legislature.

The unfunded liability of all judges retired and in the system that did not contribute to that unfunded liability, and at the time was funded by a 30-year bond issued by the state for about \$42.5 million.

• First handout is New Hampshire Retirement System and Judicial Retirement Plan Comparison of RSA 100-A:16 to 100-A:13. This chart shows the Judicial Retirement Plan was totally patented after the New Hampshire Retirement System.

• The New Hampshire Retirement System statute was amended in great length in 2007, and one amendment was for the unfunded liability to be amortized over a period of 30 years, or by standards allowed by the Government Accounting and Standards Board, whichever was less. Attorney Zibel believes that both of them were 30 years, which is what the present NH Retirement System is. The Judicial Branch was not aware of this change in 2007 or would have requested an amendment to the statute then to change it for the Judicial Retirement System.

• This bill is to bring the statute of the Judicial Retirement Plan in line with the NH Retirement Plan.

- History of this bill included a House Amendment, which was a housekeeping amendment that changed a typo in statutory reference.
- The Fiscal impact of this bill is that the currently certified rate for the next biennium for the judicial retirement plan is 46.3% of salary. Changing the amortization to 30 years would bring the rate of contribution down to 41.03%, which would, when added to the Judicial Branch budget the difference in the percentage points would equal an amount of \$410,000, which would lower their budget overall by \$410,000.
- The Judicial Retirement Plan has not taken a position on this bill, but realizes that if the bill passes and it goes to a 30-year amortization that they would be getting \$410,000 less.
- Fiscal note on the bill, the next to last sentence says that the rate of employer contribution could not be revised until fiscal year 2014 or beyond without legislative action enabling the Board of Trustees to do so. Apparently in the statute, unbeknown to me, there is a time when they certify the rate and the rate has already been certified at the 46.3%.
- The LBA brought this to their attention and they said we had to do something about that. They have done it before with the New Hampshire Retirement System and allowed the rate to be recapped and recertified. They brought that issue to the attention of the House Finance during the budget discussions in the House, and House Finance (second handout) put this bill into HB 2 – Section 255 which is identical to the bill that is in front of you (HB 299-FN). The House added, at their request, and because the LBA brought up the issue, they added Section 256 of HB 2 allowing the recalculation and recertification, so that they could pay the lower rate over the next biennium and get the \$410,000 savings within their budget.
- The last part of testimony, which talks about the amendment that Attorney Zibel is asking this Committee to adopt, is just putting that language in as a second section of this bill, identical, no change. We are asking for this bill even though this request is also in HB 2 because we have seen when sometimes they get ITL, retained, and/or passed, and wanted to make sure that they are the same.
- They are also asking for a change in the effective date, because there is no benefit of the recertification for the entire biennium if the effective date is not changed to “upon passage.” This change would place the \$410,000 into the budget for the full biennium.

The reason why Attorney Zibel is asking the Committee to pass this bill independently is because he has seen two continuing resolutions when budgets were not enacted; one 1977 and one in 2003. Attorney Zibel does

have some worries about a continuing resolution this year; things are difficult.

- * ● Urge the committee to pass this legislation because \$410,000 is incredibly important to them.
- HB 609, the circuit court bill, we have asked to be passed clean and quickly, so that it can be signed by the Governor; the implementation of the circuit court has started. Part of their timeframe has passed and new hires for the Circuit Court, and clerks, with the hiring to be completed by the beginning of May due to such an aggressive time schedule.
- * ● For employment purposes, fiscal year '12 begins on June 3rd. They still face layoffs because they have cost drivers, judicial retirement being one of them. Layoff notices going out 5/11th. If they wait until the budget passes, they will lose two months; that is 8% of the biennium, and would mean more layoffs.
- * ● Regressive reorganization, approximately 60 Judicial Branch positions will need to be eliminated; there are some retirements, so not 60 layoffs.
- Eight more layoffs if they do not receive the \$410,000.
- Senator Luther asked about the Governing Accounting and Standards Board and if 30 years was the standard.
- * ● Attorney Zibel stated that his understanding was that Senator Luther was correct.
- Attorney David Howe (no position), Counsel to the Board of Trustees of the Judicial Retirement Plan filling in for Chuck Douglas stating that the Board has not taken a position regarding this bill and that Attorney Howe was at the hearing to answer any questions.
- * ● Attorney Howe then stated that the Board of Trustees does understand that this legislation does help the Judicial Branch with budget issues, but indicated that it was hard to support the bill because it was not in the best interest of the lender for the borrower to come back and extend to the lender, which would cause the liability payment to be deferred to a greater amount of time. The Board would expect it to be paid, but that is why the Board cannot support.

As of January 1, 2010, there were 102 participants in the plan; 55 were active state judges; 47 retired judges.

The Board has not seen the amendment and it would require a recalculation by the Board actuary. Attorney Howe did not think that the Board would be opposed to the recalculation.

- Senator Luther stated that the Board does not have a position, but has concerns.

- Attorney Howe indicated that the Board would not be able to support it, but they have not felt like they had to oppose it. Again, stating that they expect the state to pay, but by extending the amortization period it also extends when the payments come in.

- Senator Luther stated that the Government Accounting Standards and moving from 20 to 30 years – any insight to that timeframe.

- Attorney Howe stated that it was his understanding that GASB permits a range of amortization for plans – a rolling 30 year period is proposed, and is currently permitted by GASB. They have been looking at this issue in recent years and it is conceivable that it could be reduced. Not sure what the industry standard is; other plans probably somewhat less.

- The 20-year fixed period in the statute is short. At the end of the amortization period can cause wide fluctuations in state's contribution. As you approach the last few years, if you have a few bad years in investments, the assets will fluctuate, and payments could go up and down.

- Attorney Zibel stated that on the recalculation of the rate, the actuary has done this recalculation for the fiscal note, Chuck Douglas the Executive Director of the Retirement Plan requested the fiscal not to be recalculated.

All that would be necessary would be to recertify the already recalculated fiscal note.

The hearing closed at 10:53 a.m.

Funding: The New Hampshire Judicial Retirement Plan and the Judicial Branch state this bill, as amended by the House (Amendment #2011-0140h) will decrease state general fund expenditures by \$409,967 in FY 2014 and \$409,967 in FY 2015. There will be no fiscal impact on state revenues or county and local revenues or expenditures.

Action: Pending.

DAC

[file: HB 299-FN report]
Date: 04-07-11

Speakers

SENATE EXECUTIVE DEPARTMENTS AND ADMINISTRATION COMMITTEE

Date: April 7, 2011 Time: 10:00 a.m. Public Hearing on HB299-FN

HB 299-FN - relative to the method of financing for the judicial retirement plan.

Please check box(es) that apply:

Please check if

SPEAKING FAVOR OPPOSED

NAME (Please print)

REPRESENTING

<input type="checkbox"/>	<input checked="" type="checkbox"/>	Rep Ken Hawkins	House ED+A
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Rep Carol McGuire	House ED+A
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Sen. Matthew Tobe	Dist. 5
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	HOWARD ZIBEL	JUDICIAL BRANCH
<input checked="" type="checkbox"/>	<input type="checkbox"/>	David Howe, attorney	N.H. Judicial Retirement Plan
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No position

Testimony

**COMPARISON OF RSA 100-A:16, II(e) (NHRS)
WITH RSA 100-C:13, III(d) (JRP)**

NEW HAMPSHIRE RETIREMENT SYSTEM RSA 100-A:16, II(e)	JUDICIAL RETIREMENT PLAN RSA 100-C:13, III(d)
<p>1967 – 2007</p> <p>...On the basis of each such unfunded accrued liability, the board shall have an actuary determine the level annual contribution required to discharge such amount over a period of 20 years from June 30, 1968.</p>	<p>2003 - present</p> <p>...On the basis of the unfunded accrued liability, the board shall have an actuary determine the level annual contribution required to discharge such amount over a period of 20 years from the date of implementation of this chapter.</p>
<p>2007 - present</p> <p>...On the basis of each such unfunded accrued liability, the board shall have an actuary determine the level annual contribution required to discharge such amount over a period of 30 years or the maximum period allowed by standards adopted by the Government Accounting Standards Board, whichever is less.</p>	<p>HB 299</p> <p>...On the basis of the unfunded accrued liability, the board shall have an actuary determine the level annual contribution required to discharge such amount over a period of 30 years or the maximum period allowed by standards adopted by the Government Accounting Standards Board, whichever is less.</p>

**HB 2 – HOUSE AMENDMENT RE
JUDICIAL RETIREMENT PLAN
(HB 299)**

255 Method of Financing; Unfunded Accrued Liability. Amend RSA 100-C:13, III(d) to read as follows:

(d) Immediately following the actuarial valuation prepared under paragraph I, the board shall have an actuary determine the amount of the unfunded accrued liability as the amount of the total liabilities of the state annuity accumulation fund which is not dischargeable by the total of the funds in hand to the credit of the state annuity accumulation fund, and the normal contributions to be made on account of the members during the remainder of their active service. The amount so determined shall be known as the "unfunded accrued liability". On the basis of the unfunded accrued liability, the board shall have an actuary determine the level annual contribution required to discharge such amount over a period of ~~[20 years from the date of implementation of this chapter]~~ *30 years or the maximum period allowed by standards adopted by the Government Accounting Standards 1 Board, whichever is less.*

256 Judicial Retirement Plan; Recalculation and Recertification of Employer Rate.

Notwithstanding the requirements of RSA 100-C:13, I, the board of trustees of the judicial retirement plan shall direct the plan's actuary to recalculate the employer contribution rate for the state fiscal years 2012 and 2013 to reflect the requirements of RSA 100-C:13, III(d) as amended by section 255 of this act. Such recalculated employer contribution rate shall be recertified by the board of trustees to the judicial branch and shall be used by the judicial branch for state fiscal years 2012 and 2013 until the next biennial valuation.

HB 299 – JUDICIAL BRANCH PROPOSED AMENDMENT

SENATE ED&A COMMITTEE

April 7, 2011

Insert the following after section 1 of the bill:

2 Judicial Retirement Plan; Recalculation and Recertification of Employer Rate. Notwithstanding the requirements of RSA 100-C:13, I, the board of trustees of the judicial retirement plan shall direct the plan's actuary to recalculate the employer contribution rate for the state fiscal years 2012 and 2013 to reflect the requirements of RSA 100-C:13, III(d) as amended by section 255 of this act. Such recalculated employer contribution rate shall be recertified by the board of trustees to the judicial branch and shall be used by the judicial branch for state fiscal years 2012 and 2013 until the next biennial valuation.

3 Effective Date. This act shall take effect on passage.

Committee Report

STATE OF NEW HAMPSHIRE
SENATE
REPORT OF THE COMMITTEE

Date: May 5, 2011

THE COMMITTEE ON Executive Departments and Administration
to which was referred House Bill 299-FN

AN ACT relative to the method of financing for the judicial
retirement plan.

Having considered the same, the committee recommends that the Bill:

OUGHT TO PASS WITH AMENDMENT

BY A VOTE OF: 5-0

AMENDMENT # 1774s

Senator Raymond White
For the Committee

Deb Chroniak 271-1403

New Hampshire General Court - Bill Status System

Docket of HB299

Docket Abbreviations

Bill Title: relative to the method of financing for the judicial retirement plan.**Official Docket of HB299:**

Date	Body	Description
1/20/2011	H	Introduced 1/6/2011 and Referred to Special Committee on Public Employee Pensions Reform; HJ 11 , PG. 181
1/25/2011	H	Public Hearing: 2/4/2011 10:00 AM LOB 201-203 ==ROOM CHANGE (Orig LOB 205)==
2/9/2011	H	Executive Session: 2/11/2011 2:00 PM LOB 201-203
2/16/2011	H	Committee Report: Ought to Pass with Amendment #0140h for Feb 23 (Vote 11-0; CC); HC 15 , PG.273
2/16/2011	H	Proposed Committee Amendment #2011-0140h ; HC 15 , PG.303
2/23/2011	H	Amendment #0140h Adopted, VV; HJ 21 , PG.464
2/23/2011	H	Ought to Pass with Amendment #0140h: MA VV; HJ 21 , PG.464
3/16/2011	S	Introduced and Referred to Executive Departments and Administration
3/31/2011	S	Hearing: 4/7/11, Room 100, State House, 10:00 a.m.; SC18
5/5/2011	S	Committee Report: Ought to Pass with Amendment #2011-1774s , 5/11/11; SC23
5/11/2011	S	Committee Amendment 1774s, AA, VV; SJ 16 , Pg.326
5/11/2011	S	Ought to Pass with Amendment 1774s, MA, VV; OT3rdg; SJ 16 , Pg.327
5/11/2011	S	Passed by Third Reading Resolution
5/18/2011	H	House Non-Concurs with Senate AM #1774s and Requests C of C (Rep Hawkins): MA VV; HJ 44 , PG.1532
5/18/2011	H	Speaker Appoints: Reps Hawkins, Cohn, Winter, and Sanborn; HJ 44 , PG.1532
5/25/2011	S	Sen. Carson Accedes to House Request for Committee of Conference, MA, VV
5/25/2011	S	President Appoints: Senators Carson, Luther and Larsen
6/3/2011	H	Conference Committee Meeting: 6/7/2011 10:15 AM LOB 306
6/16/2011	S	Conference Committee Report #2011-2261c ; Senate Amendment + New Amendment, Filed
6/22/2011	S	Conference Committee Report 2261c; Adopted, VV
6/22/2011	H	Conference Committee Report #2261c Adopted, VV
6/22/2011	S	Enrolled
6/22/2011	H	Enrolled
7/18/2011	H	Signed By Governor 07/13/2011; Effective 07/13/2011; Chapter 0257

NH House

NH Senate

Other Referrals

COMMITTEE REPORT FILE INVENTORY

HB 299 FN ORIGINAL REFERRAL

RE-REFERRAL

1. THIS INVENTORY IS TO BE SIGNED AND DATED BY THE COMMITTEE AIDE AND PLACED INSIDE THE FOLDER AS THE FIRST ITEM IN THE COMMITTEE FILE.
2. PLACE ALL DOCUMENTS IN THE FOLDER FOLLOWING THE INVENTORY IN THE ORDER LISTED.
3. THE DOCUMENTS WHICH HAVE AN "X" BESIDE THEM ARE CONFIRMED AS BEING IN THE FOLDER.
4. THE COMPLETED FILE IS THEN DELIVERED TO THE CALENDAR CLERK.

- DOCKET (Submit only the latest docket found in Bill Status)
- COMMITTEE REPORT
- CALENDAR NOTICE
- HEARING REPORT
- PREPARED TESTIMONY AND OTHER SUBMISSIONS HANDED IN AT THE PUBLIC HEARING
#1-3 TESTIMONY
- SIGN-UP SHEET(S)

ALL AMENDMENTS (passed or not) CONSIDERED BY COMMITTEE:

- AMENDMENT # 17645 - AMENDMENT # _____
- AMENDMENT # 17745 - AMENDMENT # _____

ALL AVAILABLE VERSIONS OF THE BILL:

- AS INTRODUCED AS AMENDED BY THE HOUSE
- FINAL VERSION _____ AS AMENDED BY THE SENATE

- OTHER (Anything else deemed important but not listed above, such as amended fiscal notes):

AMENDED FN 3/1/11

DATE DELIVERED TO SENATE CLERK

7/30/11

By:

Deborah J. [Signature]
COMMITTEE AIDE