THE OFFICE OF THE GOVERNOR

EXECUTIVE DEPARTMENT STATE OF IDAHO BOISE

EXECUTIVE ORDER NO. 2009-13

DEFERRED COMPENSATION PROGRAM FOR EMPLOYEES OF THE STATE OF IDAHO REPEALING AND REPLACING EXECUTIVE ORDER NO. 2005-07

WHEREAS, the Idaho Legislature, by and through the implementation of Section 59-513, Idaho Code, has provided for the establishment of a Deferred Compensation Program; and

WHEREAS, a Deferred Compensation Program has been presented to and approved by the Board of Examiners of the State of Idaho by the Deferred Compensation Committee; and

WHEREAS, administrative entities on the state level are necessary for proper implementation and maintenance of the plan;

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by the authority vested in me by the Constitution and laws of the State of Idaho do hereby order the following:

- 1. The Deferred Compensation Committee comprised of a representative appointed by the Governor, a representative from the Office of the Attorney General, a representative from the Office of the State Controller, and a representative from the Office of the Secretary of State is hereby named as the policymaking board for a Deferred Compensation Program subject to the authority vested in the Board of Examiners of the State of Idaho by law.
- 2. The Deferred Compensation Committee shall make the following decisions concerning the implementation and maintenance of a Deferred Compensation Program subject to the approval of the Board of Examiners.
 - a. Selection of a third-party administrator
 - b. Selection of product companies that sell or offer securities or other assets to the State of Idaho in accordance with a Deferred Compensation Program.
 - c. Approval and monitoring of the marketing program to introduce and explain the Deferred Compensation Program to state employees.
 - d. Review all summary reports produced by the office of the State Controller and the third-party administrator to ensure proper accounting for all funds.
 - e. Review on a yearly basis the viability of all product companies associated with the Deferred Compensation Program and to determine if re-bidding is necessary.
 - f. Review all financial hardship cases and other unusual circumstances developing with employees enrolled in the Deferred Compensation Program.
 - g. Review and remove all plan documents, contracts bylaws, and rules and regulations.
 - h. Review the performance of the third-party administrator.
 - i. Review all audits of the Deferred Compensation Program.
 - 3. The Deferred Compensation Committee through the third-party administrator shall:
 - a. Ensure that remittance to the product companies of deferred moneys are made from the periodic payroll.

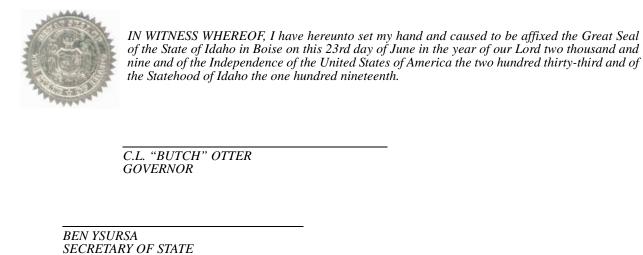
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- b. Review and sign all enrollments, change and claim requests.
- c. Keep or arrange to keep any necessary files concerning the Deferred Compensation Program.
- d. Communicate with state employees concerning routine matters.

This Executive Order shall cease to be in effect four years after its entry into force.



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