



Oct. 14–17, 2018

Music City Center

Nashville, TN

Session 159PD: Public Sector Pension Plan Innovations

10/17/2018 8:30-9:45 a.m.



### Public Sector Pension Plan Innovations

William B. Fornia, FSA Moderator

October 17, 2018





### SOCIETY OF ACTUARIES Antitrust Compliance Guidelines

Active participation in the Society of Actuaries is an important aspect of membership. While the positive contributions of professional societies and associations are well-recognized and encouraged, association activities are vulnerable to close antitrust scrutiny. By their very nature, associations bring together industry competitors and other market participants.

The United States antitrust laws aim to protect consumers by preserving the free economy and prohibiting anti-competitive business practices; they promote competition. There are both state and federal antitrust laws, although state antitrust laws closely follow federal law. The Sherman Act, is the primary U.S. antitrust law pertaining to association activities. The Sherman Act prohibits every contract, combination or conspiracy that places an unreasonable restraint on trade. There are, however, some activities that are illegal under all circumstances, such as price fixing, market allocation and collusive bidding.

There is no safe harbor under the antitrust law for professional association activities. Therefore, association meeting participants should refrain from discussing any activity that could potentially be construed as having an anti-competitive effect. Discussions relating to product or service pricing, market allocations, membership restrictions, product standardization or other conditions on trade could arguably be perceived as a restraint on trade and may expose the SOA and its members to antitrust enforcement procedures.

While participating in all SOA in person meetings, webinars, teleconferences or side discussions, you should avoid discussing competitively sensitive information with competitors and follow these guidelines:

- **Do not** discuss prices for services or products or anything else that might affect prices
- **Do not** discuss what you or other entities plan to do in a particular geographic or product markets or with particular customers.
- **Do not** speak on behalf of the SOA or any of its committees unless specifically authorized to do so.
- Do leave a meeting where any anticompetitive pricing or market allocation discussion occurs.
- **Do** alert SOA staff and/or legal counsel to any concerning discussions
- **Do** consult with legal counsel before raising any matter or making a statement that may involve competitively sensitive information.

Adherence to these guidelines involves not only avoidance of antitrust violations, but avoidance of behavior which might be so construed. These guidelines only provide an overview of prohibited activities. SOA legal counsel reviews meeting agenda and materials as deemed appropriate and any discussion that departs from the formal agenda should be scrutinized carefully. Antitrust compliance is everyone's responsibility; however, please seek legal counsel if you have any questions or concerns.



#### **Presentation Disclaimer**

Presentations are intended for educational purposes only and do not replace independent professional judgment. Statements of fact and opinions expressed are those of the participants individually and, unless expressly stated to the contrary, are not the opinion or position of the Society of Actuaries, its cosponsors or its committees. The Society of Actuaries does not endorse or approve, and assumes no responsibility for, the content, accuracy or completeness of the information presented. Attendees should note that the sessions are audio-recorded and may be published in various media, including print, audio and video formats without further notice.



### Retirement 20/20

- Society of Actuaries created Retirement 20/20 in 2006
  - brought together experts interested in and impacted by retirement issues in order to design new retirement systems from the ground up that better meet the economic and demographic needs for the 21<sup>st</sup> century in North America
  - First models tended to focus on private sector solutions
  - 2017 call for models focused on public plans
- I had the privilege of reading the papers and being a judge

https://www.soa.org/press-releases/2018/retirement-20-20/



#### **SOA Retirement 20/20 Public Pension Model Prizewinners**

- Funding of Public Sector Pension Plans
  - Chun-Ming (George) Ma, FSA, FCIA, Ph.D.
- Multiple Employer Pension Plan Risk-Sharing Model
  - Sandra J. Matheson, MBA
  - Gene Kalwarski, FSA, EA, FCA, MAAA
- The South Dakota Retirement System Generational Benefit Structure
  - Douglas J. Fiddler, ASA, EA, FCA, MAAA
  - R. Paul Schrader, ASA
  - Robert A. Wylie
- A Middle Ground for Public Plans
  - Rowland Davis, FSA



### SOA Retirement 20/20 Public Pension Model Honorable Mentions

- Full Funding of Traditional State and Local Government Pensions: The Entry-Age-Service-Cost Method
  - Jonathan Barry Forman, J.D.
  - Michael J. Sabin
- Tontine Pensions Could Solve the Chronic Underfunding of State and Local Pension Plans
  - Jonathan Barry Forman, J.D.
  - Michael J. Sabin
- Finding the Optimal Pension Plan for Public Sector Workers: A Mix of DB and DC Pension Elements
  - Robert L. Brown, Ph.D., FSA, ACAS, FCIA
  - Stephen A. Eadie, FSA, FCIA
- Public Pension Plan Design: A Two-Component Approach to Addressing Challenges
  - Tammy F. Dixon, FSA, EA, MAAA
  - Maria Kirilenko, EA, MAAA







# Getting There from Here June 2018

Maine Public Employees Retirement System

### Today's Information

- The PLD Consolidated Retirement Plan
- Retirement Plan Landscape
- PLD Plan in Comparison to Other US Plans
- PLD Plan Changes Adopted May 10, 2018
- Remaining Changes Under Consideration
  - Retire/Rehire provisions
  - Re-entering the PLD Plan after Retiring

# What is "There" for a Defined Benefit Pension Plan?

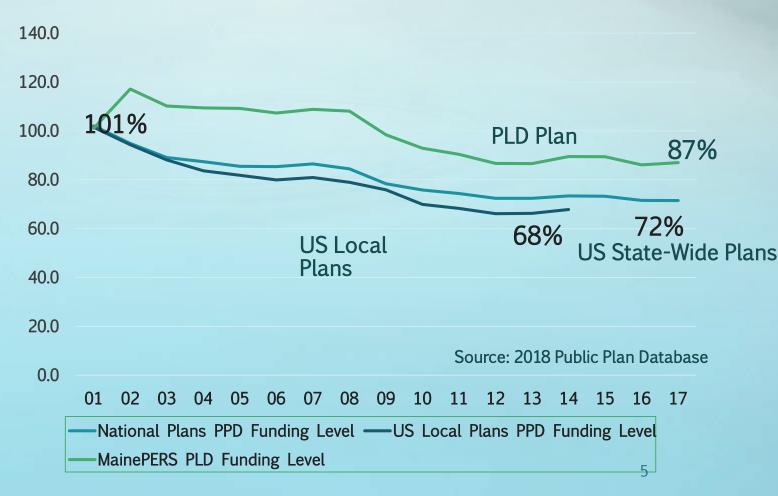
Having confidence that the plan can pay full benefits throughout *every* member's entire retirement.

### Protecting the Participating Local District Consolidated Retirement Plan

- Established in 1994 by consolidating over 300 individual local plans
- What is the structure?
  - Multiple-employer cost-sharing plan
  - 11 different plan options for employers to choose from
  - Employer participation is voluntary
- What is the funding history?
  - 108-110% funded up until the 2009 recession
  - The discount rate was gradually reduced from 7.75% in 2009 to 6.875% in 2016
  - The Plan is currently 87% funded with a proposed 6.75% discount rate

# How Does the PLD Plan Compare? PLD Funding has Remained Fairly Strong

- The PLD Plan did not increase PLD, Local and National Funding Levels benefits (liabilities) during the 1990's which helped maintain their funding status in the early 2000's
- Instead employer rates were reduced from 8% to 3% through 2009 which reduced funding after the recession
- Complicating this reduction was employer rates could only be increased 1% per year after 2009, continuing to decrease funding until normal costs were covered in rates



Prepared by MainePERS and Cheiron as of 10/17/2018

#### How Does the PLD Plan Compare? Costs are Also Reasonable

#### Rise of US Average & PLD Employer Aggregate Costs

- US average employer pension costs have increased in spite of cost-reduction measures:
  - Plans in over 35 states have increased rates
    - Some states have statutory rates that have not changed
  - Plans in over 30 states have reduced COLAs, 17 of which affect current retirees
  - Plans in over 40 states have reduced future benefits

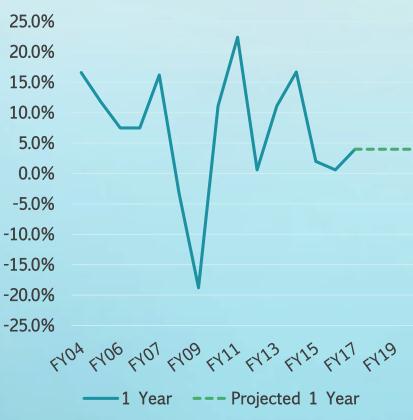


### So . . . What Was the Problem for the PLD Plan?

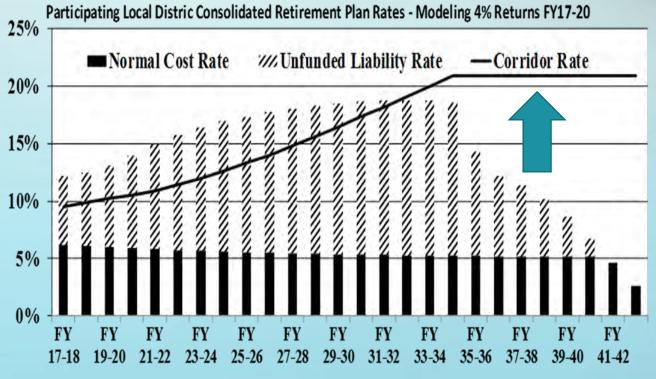
- By 2016, employer and employee rates were moving toward covering the normal and UAL costs
- 3 primary problems remained
  - 1. Employers had forgotten their costs were really 8% and were frustrated that there was "no end" to cost increases
    - For a voluntary plan employer withdrawal could be catastrophic
  - 2. The corridor cost calculation method that helped slow the move from over- to 100% funded slowed the increase back to full funding
  - 3. Following 1.5% returns in fiscal years 2015 and 2016, market returns were predicted to stabilize at 4% or so for four years and gradually return to 7-8%

### Stress Testing Expected Slow Markets Showed Employer Contributions that Could Double

### Actual and Projected Returns as of 6/30/16



#### Employer Rates w/ FY17-20 Projected Returns



Source: Cheiron Trend Modeling

### Avoiding Employer Rate Increases or Benefit Reductions First Step was to Understand the Risks

- Financial Markets
- Longevity/Mortality
- Maturing Plans
- Labor Pool and Member Demographics
- Declining Funding Levels
- Higher Contribution Rates

### PLD Plan Changes Adopted May 10, 2018 What's the Problem? – the Markets are Roaring

#### **Market Volatility**

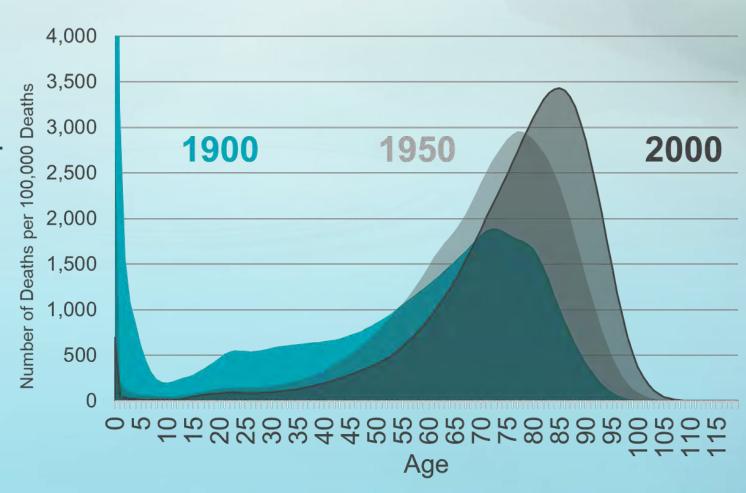
- DB plans may be long-term investors, but the risky asset mix required to meet the earnings assumption means short-term volatility can wreak havoc on annual contribution rates
- RISK Employers might withdraw leaving the remaining employers and members with increasing liabilities and higher rates

#### MainePERS Short/Long-term Returns



### Retirement Plan Landscape Longevity/Mortality

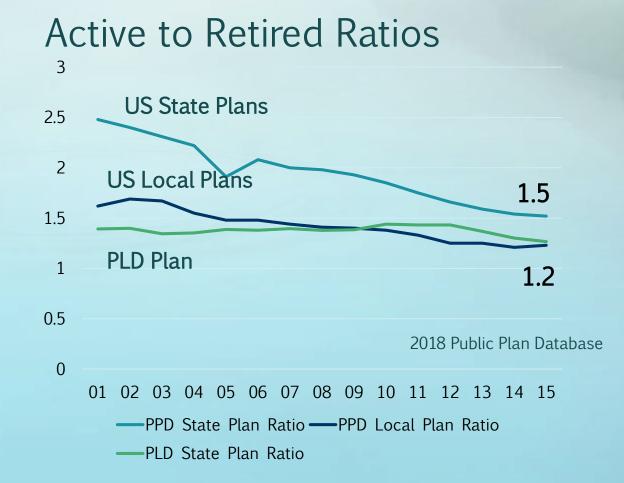
- Current census data shows people who reach age 65 will live on average to age 84
- *RISK* Costs could increase



### Retirement Plan Landscape Defined Benefit Plan Maturity

#### Plans are Getting Older

- The PLD Plan is mature because it is a continuation of multiple separate plans
- Maine has the second oldest population; the oldest average worker age, and the lowest unemployment rate in the US
- *RISK* Unmanageable increase in retire/rehire



# Retirement Plan Landscape Other Demographic Challenges

- Health
  - Healthcare advancements create longer lifespans at an increased cost
  - Retirees have higher healthcare insurance premiums and co-pays
- Boomerang Kids
  - "It's Official: The Boomerang Kids Won't Leave" NYT June 20, 2014
- Supplemental Retirement Savings Challenges
  - "Studies show that most Americans worry that their savings will fall short in retirement" CNN March 16, 2018
- People are Working Longer
  - "Dying at your desk is not a retirement plan" Washington Post June 17, 2017
- *RISK* members face new challenges and have to be able to rely on their benefit being there throughout their life

### Risk Reduction What had the PLD Plan Done Right?

- The expected rate of return (discount rate) was gradually reduced from 7.75% in 2009 to 6.875% in 2016 whenever strong returns occurred (further reduction to 6.75% proposed)
- MainePERS has kept up the funding for demographic changes that increase plan cost, such as people living longer
- Contribution rates have been increased to help restore the funding lost in the recession
  - Some changes were made to PLD requirements and discretionary benefits in 2014
- MainePERS invests to earn strong returns without taking undue risk

### What was the Overall Conclusion? More Declines in Plan Funding Will Trigger Plan Take-aways

- The traditional methods of addressing decreased funding were not acceptable
  - Raise contribution rates to whatever level is needed
    - Result: Employers will drop out of the Plan
  - Reduce benefit levels
    - Result: Members may not want or value the Plan
  - Lower, freeze, or eliminate COLAs
    - Result: Retirees benefit value deteriorates
  - Close the Plan
- Can be a downward spiral

PLD, Local and National Funding Levels 140.0 120.0 101% 100.0 PLD Plan 87% 80.0 State Plans 72% 60.0 68% **Local Plans** 40.0 20.0 0.0 2017 Public Plan Database 01 02 03 04 05 06 07 08 09 10 11 12 13 14 National Plans PPD Funding Level US Local Plans PPD Funding Level MainePERS PLD Funding Level 15

Prepared by MainePERS and Cheiron as of 10/17/2018

The definition of insanity is doing the same thing over and over and expecting different results.

Who made this accurate observation?

### Introducing New Market Risk Sharing Mechanisms How a Defined Benefit Plan Can Manage Market Risk

- Prioritize the security of the basic benefit final average salary X service credit X multiplier
- Evaluate and modify 20<sup>th</sup> century discretionary benefits, those that are not part of the basic benefit formula, commensurate with the 21<sup>st</sup> century
- Moderate the variability of contributions into the plan by creating an acceptable range (high and low) contribution rate for both employers and employees
  - Share both market ups and downs with employees instead of employers only
- Set appropriate investment goals and asset allocations

# The New Framework for Creating PLD Plan Sustainability and Avoiding Continuous Degradation of Benefits

### **Priority** - Protect the Basic Benefit

- The basic benefit formula provides a stable and sound basis for member retirement saving and planning
- Average final compensation X multiplier X years worked = basic benefit

#### Part 1

Adjust Incentives, Subsidies & Discretionary Add-ons

 Adjust high-cost provisions that are not part of the basic retirement benefit

#### Part 2

Introduce New Market Risk Sharing Mechanisms

 Manage the negative impacts to the plan when short-term market losses erode plan funding

Prepared by MainePERS and Cheiron as of 10/17/2018

### Adjusting Discretionary Benefits

Original Plan Provision	Adjusted Plan Provision
All employees receive service credit or FAS increase for unused vacation/sick time	Employees with more than 20 years in the plan continue to receive this benefit
Age 60 plan members pay 2.125% per year for early retirement; age 65 plan members pay 6%	No early retirement subsidy except for a closed group of grandfathered members
No cost for retire/rehire	Minimum 5% contribution rate, adjustable for increases in the UAL, due on salary of PLD retiree in a PLD covered position
COLA paid annually based on CPI-U up to 3% of benefit with 12 month waiting period	COLA paid annually based on CPI-U up to 2.5% of benefit with 24 month waiting period

### Reallocating Risk More Fairly

#### **Current Rate Structure**

- Current aggregate
   employer rate is 10%
   with no upper limits
- Current aggregate member rate 8.0% is fixed, without annual market gain/loss sharing

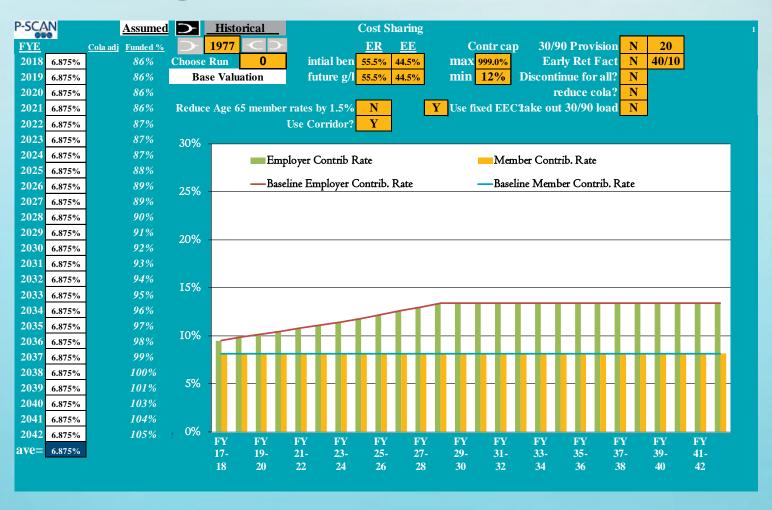
#### **Proposed Future Rate Structure**

- Base will be FY19 calculated rates
- Employer and member cost split of future *total* annual increase or decrease is 55%/45%
- Employer aggregate cap will be 12.5%, minimum not less than 55% of total calculated normal cost
- Member aggregate cap will be 9.0%, minimum not less than less 45% of total calculated normal cost

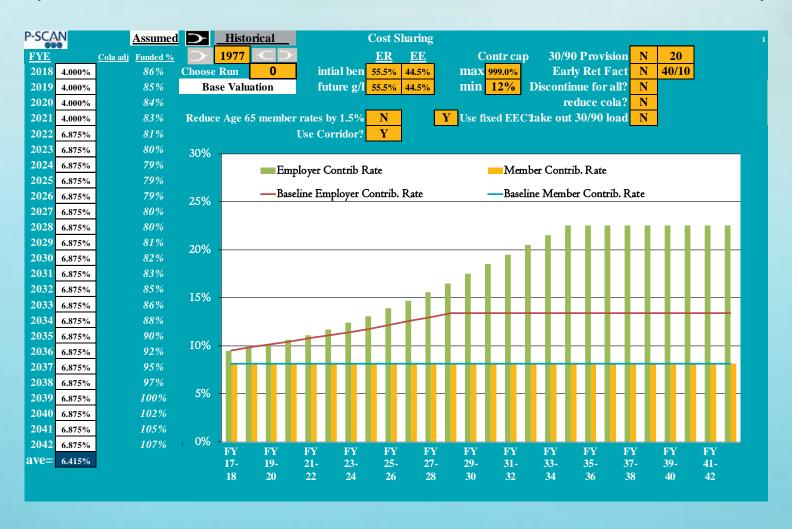
#### **COLA**

- If any market losses are severe enough to exceed the employer and member contribution caps, the COLA formula would reduce the COLA
  - This would most likely partially reduce rather than freeze the COLA

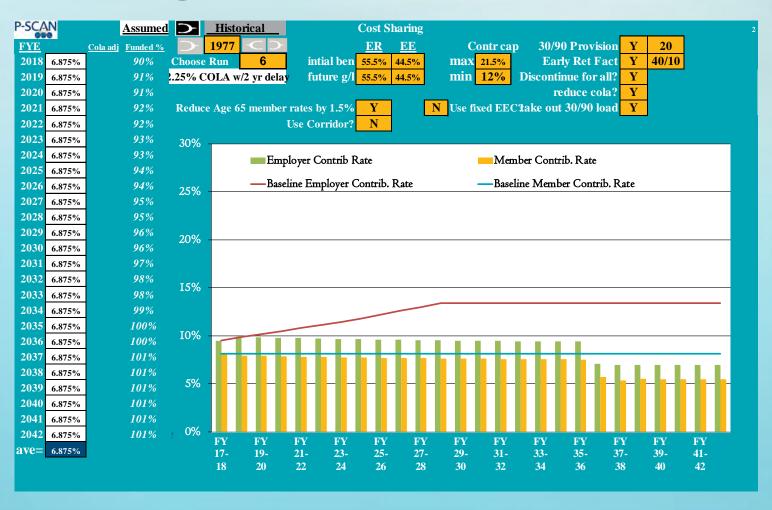
# PLD Funding Projection Before Changes and assuming 6.875% Return in Each Year



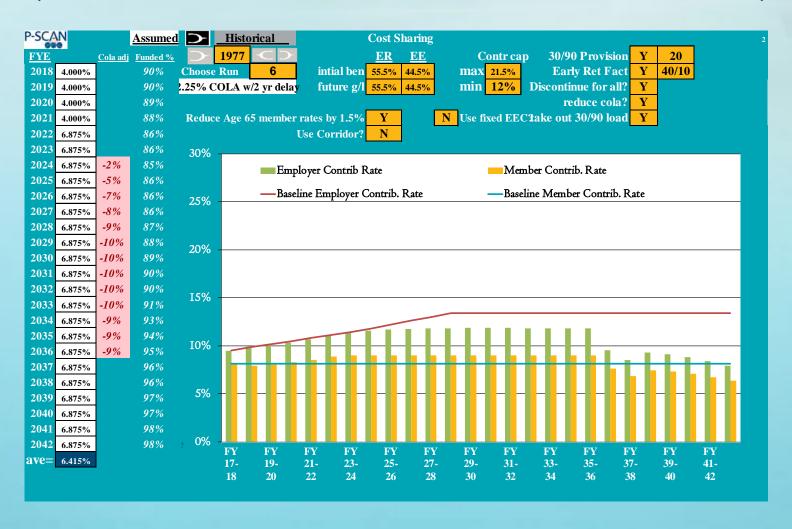
# PLD Funding Projection Before Changes with 4% Returns for 4 Years then 6.875%



# PLD Funding Projection After Changes and assuming 6.875% Return in Each Year



# PLD Funding Projection After Changes with 4% Returns for 4 Years then 6.875%





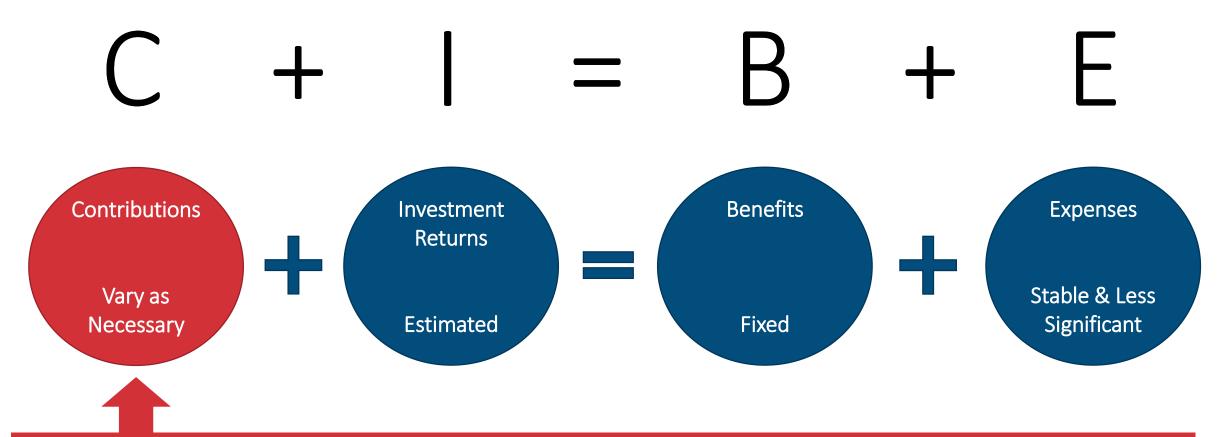
### South Dakota Retirement System

Douglas Fiddler, ASA Senior Actuary, SDRS





#### Traditional Defined Benefit Plan Basics

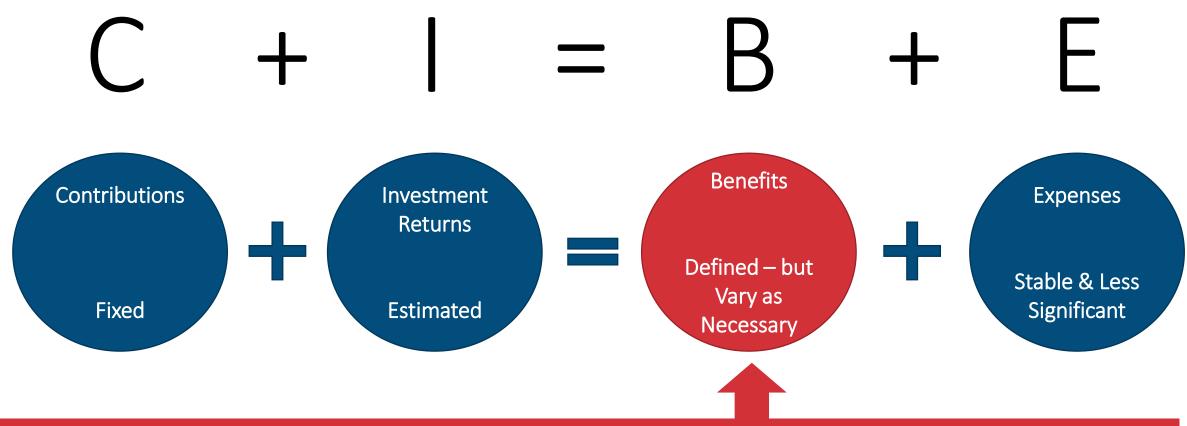


Annual actuarial valuation determines required contributions and if experience is worse than assumed, contribution increases (most often employer contribution increases) are the likely result.





### South Dakota Retirement System (SDRS) Basics



Annual actuarial valuation determines level of variable benefits and compliance with statutory funding thresholds. If experience is significantly worse than assumed, additional benefit adjustments may be required





### SDRS Statutory Funding Thresholds

- If not met, corrective actions required legislative changes to benefits
- Prior to recent changes, thresholds were:
  - 80% funded ratio
  - Fixed, statutory contributions meet actuarial requirement (NC + expenses + amortization of UAL over 20-30 years)
- With new variable benefits, thresholds are
  - 100% funded ratio recognizing automatically adjusting benefits
  - Contributions meet actuarial requirement (NC + expenses)





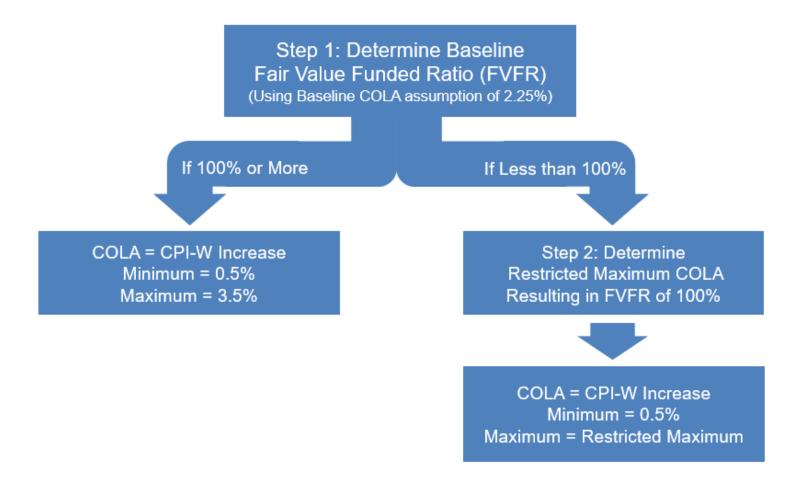
# SDRS Automatic Benefit Variability

- 2016 Legislation created new benefit structure (Generational) for new hires after June 30, 2017
  - Same NC as old tier
  - Increased NRA 2 years, removed subsidies, increased base benefit multiplier
  - Added Variable Retirement Account notional account credited with 1.5% of pay and actual investment earnings, payable at retirement, death, disability
- 2017 Legislation modified SDRS COLA
  - COLA equal to inflation between 0.5% and 3.5% if sufficiently funded 100% funded ratio
  - If not sufficiently funded, restricted maximum COLA applied that results in 100% funded ratio
  - Goal for COLA changes: replace infrequent, significant changes with annual, incremental COLA adjustments



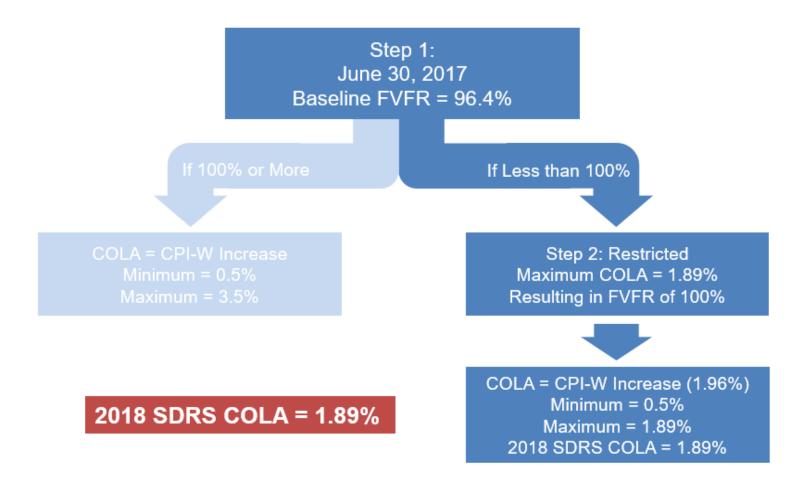


#### **SDRS COLA Process**



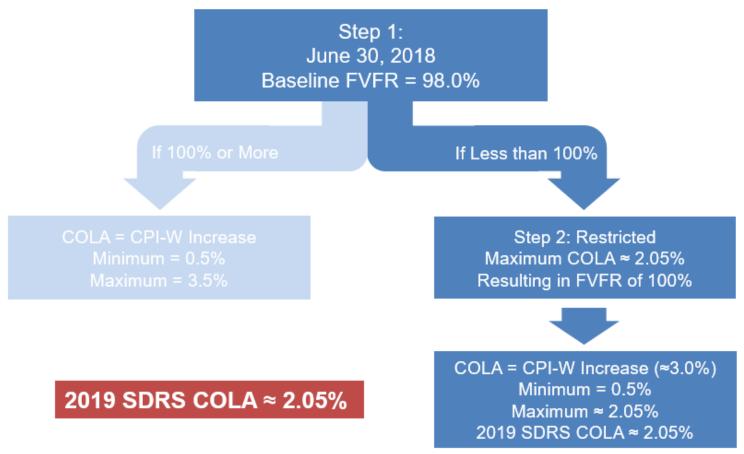


# SDRS COLA Process – 2017 Valuation (2018 COLA)





# SDRS COLA Process – Preliminary 2018 Valuation (2019 COLA)



COLA process can be modified for application to different funding target, such as funding period or funded ratio less than 100%



#### SDRS Generational Benefit Structure Goals

- Restructure benefits with same NC as original tier (Foundation)
- Eliminate or remove subsidies that favor some members over others
- Recognize increasing life expectancy
- Meet income replacement goals for career members
- Better meet employers' workforce needs



# SDRS Benefit Structure Comparison

#### Foundation Members

(Hired before July 1, 2017)

- NRA = 65
- Subsidized early retirement (Rule of 85 unreduced, 3% /year reduction)
- Unreduced 60% joint and survivor benefit for married retirees
- Benefit multiplier = 1.55%

### Generational Members

(Hired after June 30, 2017)

- NRA = 67
- 5% reduction per year early
- Reduced joint and survivor benefits available
- Benefit multiplier = 1.80%
- Variable Retirement Account:
  - Annual contribution = 1.5% of pay
  - Credited with actual investment return
  - Payable at retirement, death, disability





#### **SDRS** Governance

- SDRS Board of Trustees:
  - Composed of member, employer, and executive branch representatives
  - Responsible for ensuring financial integrity of system
  - Responsible for formulating and communicating sound pension policy
  - Proposes necessary legislative changes
  - Leads, initiates, and advocates
- Oversight by standing, bi-partisan, bi-cameral legislative committee
- South Dakota Investment Council:
  - Composed of investment professionals
  - Responsible for investment of SDRS funds and oversight of investment staff
- All parties work to maintain culture of collaboration, trust, and confidence





# **SDRS Policy Perspective**

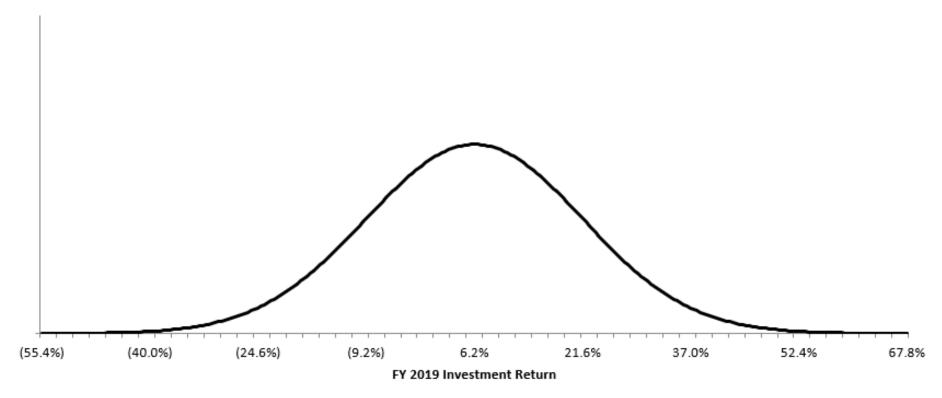
#### • Benefits:

- Defined benefit plan preferred for efficiency
- Hybrid benefits are essential for equity among career and non-career members
- Variable benefits essential for success COLA is most logical to vary
- Benefits should meet income replacement objectives, artificially inflated benefits must be avoided
- Governance/Plan Management:
  - Board of Trustees has expertise, knowledge, & resources to actively lead SDRS
  - SDRS must manage benefits within resources provided by fixed contributions:
    - Variable contributions may require unpredictable cost increases
    - Contributions alone may not solve funding issues for mature plans
    - If costs are not controlled, SDRS will be replaced by a DC plan





# SDRS Risk Communications – Expected 1 Year Investment Return Distribution

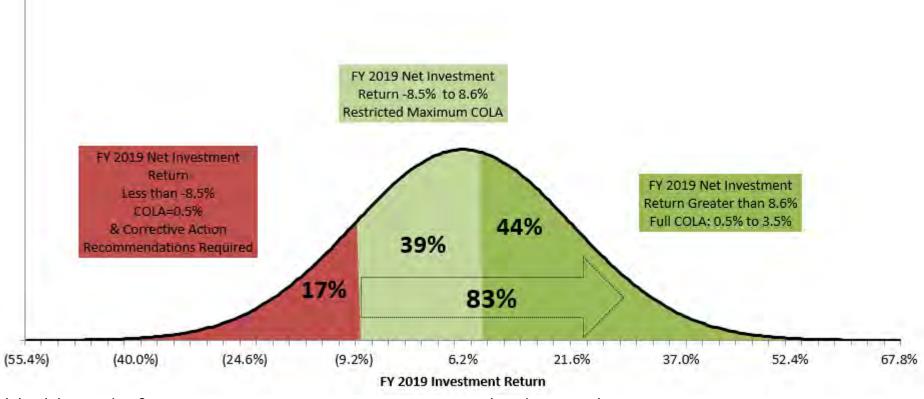


- Expected return distribution for baseline asset allocation:
  - Expected mean = 6.19%
  - Expected standard deviation = 15.4%





# SDRS Risk Communications – 1 Year Projection

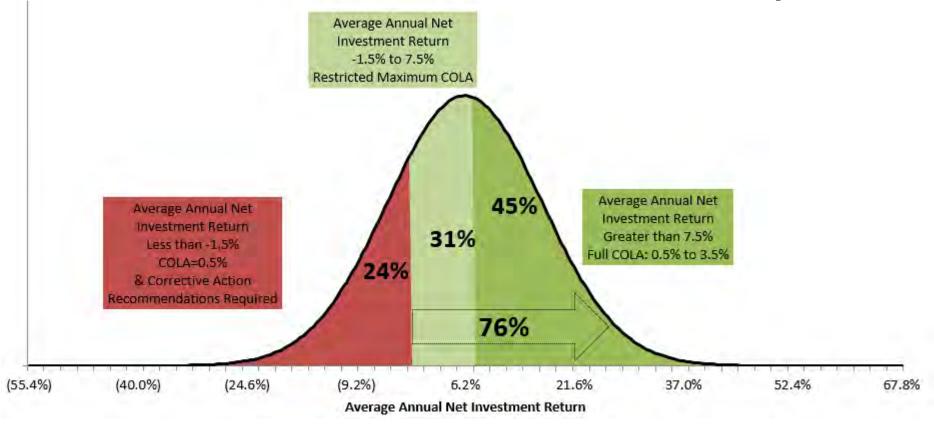


- The likelihoods for 2020 COLA ranges, primarily driven by FY19 investment returns are:
  - 44% likelihood that the baseline COLA will be payable (CPI-W between 0.5% and 3.5%)
  - 39% likelihood that the COLA will have a restricted maximum
  - 17% likelihood that a 0.5% COLA will be payable and additional corrective actions will be required





## SDRS Risk Communications – 2 Year Projection

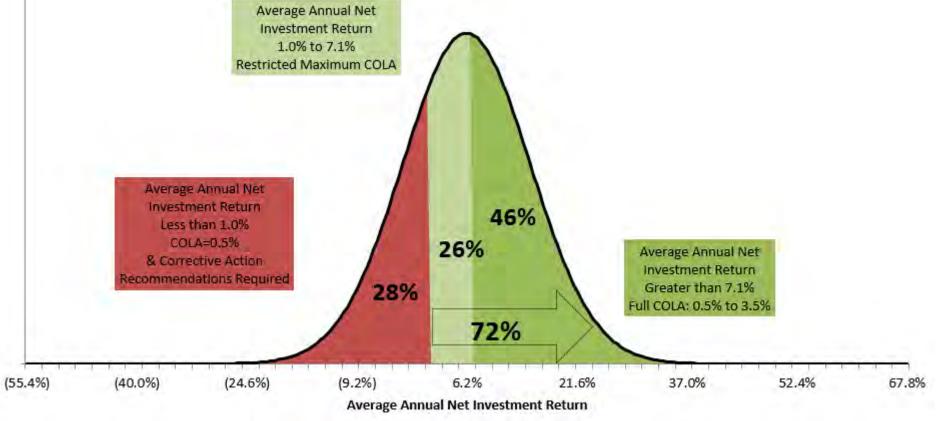


- The likelihoods for 2021 COLA ranges, primarily driven by FY19 and FY20 returns are:
  - 45% likelihood that the baseline COLA will be payable (CPI-W between 0.5% and 3.5%)
  - 31% likelihood that the COLA will have a restricted maximum
  - 24% likelihood that a 0.5% COLA will be payable and additional corrective actions will be required





### SDRS Risk Communications – 3 Year Projection

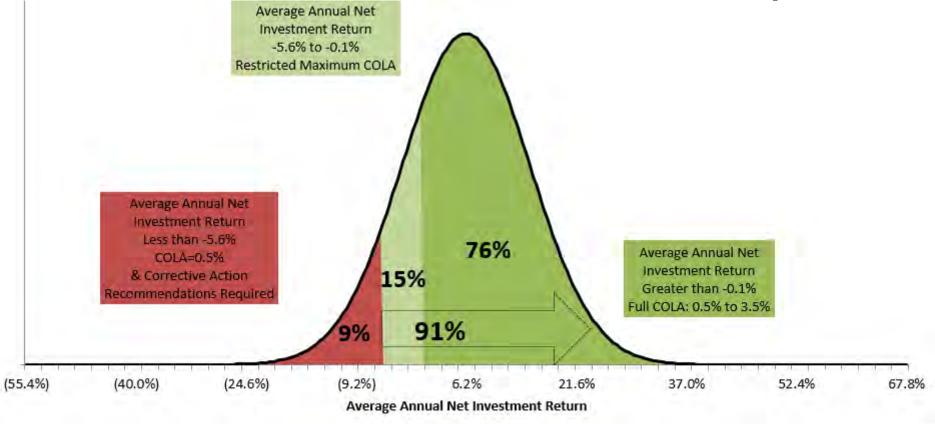


- The likelihoods for 2022 COLA ranges, primarily driven by FY19, FY20 & FY21 returns are:
  - 46% likelihood that the baseline COLA will be payable (CPI-W between 0.5% and 3.5%)
  - 26% likelihood that the COLA will have a restricted maximum
  - 28% likelihood that a 0.5% COLA will be payable and additional corrective actions will be required





### SDRS Risk Communications – 3 Year Projection



- From a fair value funded ratio of 120%, the likelihoods for COLAs 3 years later include a 9% likelihood of the minimum COLA and additional corrective actions:
  - Even starting from where we would like to be, we have to monitor and manage the plan to adjust to changing economic conditions



# **SDRS Summary**

- Fixed contributions, variable benefits, and funding thresholds that dictate changes
- COLA and Variable Retirement Account are primary variable features adjusting to investment performance and other experience variations
- With fixed contributions, artificially inflated benefits must be prevented
- Principles can be adapted to other funding conditions and goals







