

HOUSE BILL 170

Introduced by Grindec, et al.

1/14	Introduced
1/14	Referred to State Administration
1/15	First Reading
1/15	Fiscal Note Requested
1/19	Fiscal Note Received
1/21	Fiscal Note Printed
1/30	Hearing
2/11	Tabled in Committee

*HOUSE* BILL NO. *170*

INTRODUCED BY *Larry Mac Gruber* *Demmitt*  
BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION

A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING FROM \$24 TO \$30 THE AUTHORIZED REIMBURSEMENT OF LODGING EXPENSES FOR ELECTED STATE OFFICIALS, APPOINTED MEMBERS OF BOARDS, COMMISSIONS, OR COUNCILS, DEPARTMENT DIRECTORS, AND ALL OTHER STATE EMPLOYEES TRAVELING ON BUSINESS WITHIN THE STATE; AMENDING SECTION 2-18-501, MCA; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 2-18-501, MCA, is amended to read:

"2-18-501. Meals, lodging, and transportation of persons in state service. Every elected official, appointed members of boards, commissions, or councils, department directors, and all other state employees shall be reimbursed for meals and lodging while away from the person's designated headquarters and engaged in official state business in accordance with the following provisions:

(1) For travel within the state of Montana, the following provisions apply:

(a) The governor shall be authorized actual and necessary expenses not to exceed \$55 per day.

(b) All other elected state officials, appointed members of boards, commissions, or councils, department directors, and all other state employees shall be authorized the actual cost of lodging, not exceeding \$24 \$30 per day, and taxes on the allowable cost of lodging, except as provided in subsection (3), plus \$3 for the morning meal, \$3.50 for the midday meal, and \$8 for the evening meal. All claims for lodging expense reimbursement allowed under this section must be documented by an appropriate receipt.

(2) For travel out of the state of Montana, the following provisions apply:

(a) The governor shall be authorized the actual cost of lodging in addition to a meal allowance not to exceed \$30 per day.

(b) All other elected state officials, appointed members of boards, commissions, or councils, department directors, and all other state employees shall be authorized the actual cost of lodging, not exceeding \$50 per day, except as provided in subsection (3), plus \$4 for the morning meal, \$6.50 for the midday meal, and \$12 for the evening meal. All claims for the lodging expense reimbursement allowed under this subsection must be documented by an appropriate receipt.

(3) All other elected state officials, appointed members of boards, commissions, or councils, department

1 directors, and all other state employees shall be authorized  
 2 the actual cost of lodging when traveling in the normal  
 3 course of their duties to certain designated areas. The  
 4 department of administration shall designate those areas  
 5 where the actual cost of lodging shall be reimbursed.

6 (4) For travel to a foreign country, the following  
 7 provisions apply:

8 (a) All elected state officials, appointed members of  
 9 boards, commissions, councils, department directors, and all  
 10 other state employees must be reimbursed for the cost of  
 11 meals and lodging within the rates established by the  
 12 department of administration when traveling in the normal  
 13 course of their duties to designated areas. The department  
 14 shall use the United States department of state maximum  
 15 travel per diem allowances for foreign areas in establishing  
 16 the rates.

17 (b) All claims for meals and lodging reimbursement  
 18 allowed under this subsection (4) must be documented by an  
 19 appropriate receipt.

20 (5) When other than commercial, nonreceiptable lodging  
 21 facilities are utilized by a state employee while conducting  
 22 official state business in a travel status, the amount of  
 23 \$12 will be authorized for lodging expenses for each day in  
 24 which travel involves an overnight stay in lieu of the  
 25 amount authorized in subsection (1)(b) or (2)(b) above.

1 However, when overnight accommodations are provided at the  
 2 expense of any government entity, no reimbursement may be  
 3 claimed for lodging.

4 (6) The actual cost of reasonable transportation  
 5 expenses and other necessary business expenses incurred by a  
 6 state official or employee while in an official travel  
 7 status shall be subject to reimbursement.

8 (7) The provisions of this section shall not be  
 9 construed as affecting the validity of 5-2-301.

10 (8) The department of administration shall prescribe  
 11 rules necessary to effectively administer this section for  
 12 state government.

13 (9) All commercial air travel shall be by the least  
 14 expensive class service available."

15 NEW SECTION. Section 2. Effective date. [This act] is  
 16 effective July 1, 1991.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0170, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

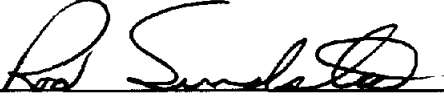
An act amending 2-18-501, MCA, to increase from \$24 to \$30 the authorized reimbursement of lodging expenses for elected state officials, appointed members of boards, commissions, or councils, department directors, and all other state employees traveling on business within the state.

ASSUMPTIONS:

1. Current law is represented by the actual FY90 expenditures and funding for all state agencies including higher education. Expenditure and funding projections reflect in-state lodging reimbursements only.
2. The level of in-state lodging expenses which occurred in FY90 is representative of FY92 and FY93. The current law out-of-state lodging reimbursement rate is not affected by this proposed change.
3. Actual lodging expenses for in-state travel would increase to \$30 per day if the state reimbursement rate were increased to that level.
4. The accommodations tax will continue at 4%.
5. The accommodations tax collections related to state government travel will continue to be deposited to the general fund.
6. The expenditures are based on FY90 expenditure and funding. If no appropriation is made then agencies will be required to travel less and/or transfer authority from other categories of expenditure.

FISCAL IMPACT

see next page

  
\_\_\_\_\_  
ROD SUNDSTED, BUDGET DIRECTOR                      DATE  
Office of Budget and Program Planning                      1-18-91

  
\_\_\_\_\_  
LARRY HAL GRINDE, PRIMARY SPONSOR                      DATE  
1/21/90

Fiscal Note for HB0170, as introduced.

**HB 170**

Fiscal Note Request, HB0170, as introduced  
 Form BD-15  
 Page 2

FISCAL IMPACT:

	<u>FY 92</u>			<u>FY 93</u>		
	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>
<u>Expenditures:</u>						
Operating Costs	1,791,840	2,239,800	447,960	1,791,840	2,239,800	447,960
<u>Funding:</u>						
General Fund	405,475	506,844	101,369	405,475	506,844	101,369
Higher Education	209,006	261,258	52,252	209,006	261,258	52,252
State Special	694,911	868,639	173,728	694,911	868,639	173,728
Federal Special	381,202	476,502	95,300	381,202	476,502	95,300
Proprietary Fund	94,736	118,420	23,684	94,736	118,420	23,684
Capital Projects	2,185	2,731	546	2,185	2,731	546
Expendable Trust	<u>4,325</u>	<u>5,406</u>	<u>1,081</u>	<u>4,325</u>	<u>5,406</u>	<u>1,081</u>
Total	1,791,840	2,239,800	447,960	1,791,840	2,239,800	447,960
<u>Revenues:</u>						
General Fund	75,440	93,358	17,918	75,440	93,358	17,918

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

Increased revenue to local innkeepers will be approximately \$430,000 per year.

**HB 170**