

1 House BILL NO. 138  
2 INTRODUCED BY Request - Yodley

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION  
5 16-912, R.C.M. 1947, TO PROVIDE SALARY GUIDELINES FOR  
6 MEMBERS OF THE COUNTY GOVERNING BODY; INCREASING THE MILEAGE  
7 ALLOWANCE TO FIFTEEN CENTS (\$.15) PER MILE; AND PROVIDING A  
8 METHOD OF EXPENSE REIMBURSEMENT."

9  
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 16-912, R.C.M. 1947, is amended to  
12 read as follows:

13 "16-912. Compensation of members of board. (1) Each  
14 member of the ~~board-of-county-commissioners~~ governing body  
15 ~~of a county in counties-of-the--first--second--third--and~~  
16 ~~fourth--class~~, shall receive a ~~an--annual~~ salary to be  
17 established by resolution of ~~the--board---of---county~~  
18 ~~commissioners~~ that governing body, prior to July 1 of each  
19 year, for the following fiscal year, in an amount not to  
20 exceed the annual salary schedule established ~~in--the~~  
21 ~~schedule-in section-25-685,-R.C.M.-1947~~, for the ~~clerk--and~~  
22 ~~recorder~~ other county officials. Nothing in this section  
23 prohibits a governing body from establishing a salary on a  
24 daily basis or less than the lower range stated in the  
25 salary schedule established for other county officials.

1 In addition, each member of the ~~board--of--county~~  
2 ~~commissioners--in--counties--of--the--first--second--third--and~~  
3 ~~fourth--class~~ county governing body shall receive ~~twelve~~  
4 ~~cents--(\$-.12)~~ fifteen cents (\$.15) per mile ~~for--the--distance~~  
5 ~~necessarily--traveled--in--going--to--and--returning--from--the~~  
6 ~~county--seat--and--his--place--of--residence--each--day--that--such~~  
7 ~~trip--is--actually--made,~~ and for travel while engaged in the  
8 performance of his official duties.

9 ~~(2) Each member of the board of county commissioners in~~  
10 ~~all other counties is entitled to a salary to be established~~  
11 ~~by the board of county commissioners by resolution in an~~  
12 ~~amount not to exceed thirty-five dollars (\$35) per day for~~  
13 ~~each day's attendance on the sessions of the board and~~  
14 ~~twelve cents (\$.12) per mile for the distance necessarily~~  
15 ~~traveled in going to and returning from the county seat and~~  
16 ~~his place of residence each day that such trip is actually~~  
17 ~~made, provided, however, that any county commissioner whose~~  
18 ~~place of residence is fifty (50) miles or more from the~~  
19 ~~county seat, as measured by the usual route of travel, may~~  
20 ~~elect to receive mileage as provided in this section or, in~~  
21 ~~lieu of mileage, a sum of ten dollars (\$10) per day for each~~  
22 ~~day's attendance on sessions of the board as expenses, while~~  
23 ~~engaged in the performance of his official duties, and no~~  
24 ~~other compensation must be allowed. The governing body of~~  
25 the county may establish a method of expense reimbursement

LC 0613

1 for a member while engaged in the performance of his  
2 official duties."

-End-

Approved by Comm.  
on Local Government

*House* BILL NO. 138

INTRODUCED BY

*Robert Spidley*

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 16-912, R.C.M. 1947, TO PROVIDE SALARY GUIDELINES FOR MEMBERS OF THE COUNTY GOVERNING BODY; INCREASING THE MILEAGE ALLOWANCE TO FIFTEEN CENTS (\$.15) PER MILE; AND PROVIDING A METHOD OF EXPENSE REIMBURSEMENT."

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

Section 1. Section 16-912, R.C.M. 1947, is amended to read as follows:

"16-912. Compensation of members of board. (1) Each member of the board of county commissioners governing body of a county in counties of the first, second, third, and fourth class, shall receive a an annual salary to be established by resolution of the board of county commissioners that governing body, prior to July 1 of each year, for the following fiscal year, in an amount not to exceed the annual salary schedule established in the schedule in section 25-605, R.C.M. 1947, for the clerk and recorder other county officials. Nothing in this section prohibits a governing body from establishing a salary on a daily basis or less than the lower range stated in the salary schedule established for other county officials.

In addition, each member of the board of county commissioners in counties of the first, second, third and fourth class county governing body shall receive twelve cents ~~(\$12)~~ fifteen cents (\$.15) per mile for the distance necessarily traveled in going to and returning from the county seat and his place of residence each day that such trip is actually made, and for travel while engaged in the performance of his official duties.

~~(2) Each member of the board of county commissioners in all other counties is entitled to a salary to be established by the board of county commissioners by resolution in an amount not to exceed thirty-five dollars (\$35) per day for each day's attendance on the sessions of the board and twelve cents (\$12) per mile for the distance necessarily traveled in going to and returning from the county seat and his place of residence each day that such trip is actually made, provided, however, that any county commissioner whose place of residence is fifty (50) miles or more from the county seat, as measured by the usual route of travel, may elect to receive mileage as provided in this section or, in lieu of mileage, a sum of ten dollars (\$10) per day for each day's attendance on sessions of the board as expenses, while engaged in the performance of his official duties, and no other compensation must be allowed. The governing body of the county may establish a method of expense reimbursement~~

LC 0613

1 for a member while engaged in the performance of his  
2 official duties."

-End-

## HOUSE BILL NO. 138

INTRODUCED BY YARDLEY (BY REQUEST)

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"16-912. Compensation of members of board. (1) Each member of the board of county commissioners governing body of a county in counties of the first, second, third, and fourth class, shall receive a annual salary to be established by resolution of the board of county commissioners that governing body, prior to July 1 of each year, for the following fiscal year, in an amount not to exceed the annual salary schedule established in the schedule in section 25-605, R.C.M. 1947, for the clerk and recorder other county officials EXCEPT COUNTY ATTORNEYS. Nothing in this section prohibits a governing body from establishing a salary on a daily basis or less than the lower range stated in the salary schedule established for

other county officials.

In addition, each member of the board of county commissioners in counties of the first, second, third and fourth class county governing body shall receive twelve cents--(~~12~~) fifteen cents (\$.15) per mile for the distance necessarily traveled in going to and returning from the county seat and his place of residence each day that such trip is actually made, and for travel while engaged in the performance of his official duties.

~~(2) Each member of the board of county commissioners in all other counties is entitled to a salary to be established by the board of county commissioners by resolution in an amount not to exceed thirty-five dollars (\$35) per day for each day's attendance on the sessions of the board and twelve cents (~~12~~) per mile for the distance necessarily traveled in going to and returning from the county seat and his place of residence each day that such trip is actually made, provided, however, that any county commissioner whose place of residence is fifty (50) miles or more from the county seat, as measured by the usual route of travel, may elect to receive mileage as provided in this section or, in lieu of mileage, a sum of ten dollars (\$10) per day for each day's attendance on sessions of the board as expenses, while engaged in the performance of his official duties, and no other compensation must be allowed. The governing body of~~

1 the county may establish a method of expense reimbursement  
2 for a member while engaged in the performance of his  
3 official duties."

-End-