

1 *House* BILL NO. *527* *ON REQUEST*
 2 INTRODUCED BY *Mular, Duval*
 3 *Johnson*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO CHANGE REFERENCES IN
 5 THE STATE COMPENSATION AND CLASSIFICATION STATUTES FROM THE
 6 DEPARTMENT OF ADMINISTRATION TO THE BUDGET DIRECTOR;
 7 AMENDING CERTAIN PROCEDURES; AMENDING SECTIONS 59-908,
 8 59-909, 59-910, 59-911, AND 59-912, R.C.M. 1947."
 9

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

11 Section 1. Section 59-908, R.C.M. 1947, is amended to
 12 read as follows:

13 "59-908. List of positions maintained--contents. To
 14 facilitate state budgeting, and as directed by the
 15 department budget director, each agency shall maintain a
 16 list of current authorized positions, the number of
 17 positions in each class and the salaries or wages being
 18 paid, appropriated or proposed for each class."

19 Section 2. Section 59-909, R.C.M. 1947, is amended to
 20 read as follows:

21 "59-909. Determination of number and classes of
 22 employees in each agency--~~submission---to---governor~~.
 23 (1) Based on documentation to be submitted by each agency,
 24 the department shall determine the ~~number-and~~ classes of
 25 positions ~~or-number~~ of employees of each agency or program

1 thereof ~~and--submit--the-determinations-to-the-governor-for~~
 2 ~~approval-or-amendment~~ before the beginning of each fiscal
 3 year. At any time, upon request of the agency, the
 4 department may, ~~with-the-approval-of-the-governor~~, amend the
 5 ~~number-and~~ classes of positions ~~or-number~~ of employees in
 6 any agency or program thereof.

7 (2) Based on documentation to be submitted by each
 8 agency, the budget director shall determine the number of
 9 positions and employees (full time equivalents) of each
 10 agency or program thereof prior to preparation of the
 11 executive budget and before the beginning of each fiscal
 12 year. At any time, upon the request of the agency, the
 13 budget director may amend the number of positions or
 14 employees (full time equivalents) in any agency or program
 15 thereof.

16 (3) This section does not limit legislative authority
 17 to amend the determinations of the department or the budget
 18 director."

19 Section 3. Section 59-910, R.C.M. 1947, is amended to
 20 read as follows:

21 "59-910. Department Budget director authorization for
 22 increase of salary or wage of class. An agency may not
 23 increase the salary or wage of any class of positions
 24 without authorization of the department budget director."

25 Section 4. Section 59-911, R.C.M. 1947, is amended to

1 read as follows:

2 "59-911. Department Budget director authorization for
3 increase in number and class of positions of agency. An
4 agency may not increase the number and class of positions
5 under its authority without the authorization of the
6 department budget director."

7 Section 5. Section 59-912, R.C.M. 1947, is amended to
8 read as follows:

9 "59-912. No limitation on legislative authority. This
10 act does not limit the authority of the legislature relative
11 to appropriations for salary and wages; and the department
12 budget director shall adjust its determinations in
13 accordance with legislative appropriations."

-End-

Approved by Committee on State Administration

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Section 2. Section 59-909, R.C.M. 1947, is amended to read as follows:

"59-909. Determination of number and classes of employees in each agency--~~submission---to---governor.~~

(1) Based on documentation to be submitted by each agency, the department shall determine the ~~number-and~~ classes of positions ~~or-number~~ of employees of each agency or program

~~thereof and--submit--the-determinations-to-the-governor-for approval-or-amendment~~ before the beginning of each fiscal year. At any time, upon request of the agency, the department may, ~~with-the-approval-of-the-governor,~~ amend the ~~number-and~~ classes of positions ~~or-number~~ of employees in any agency or program thereof.

(2) Based on documentation to be submitted by each agency, the budget director shall determine the number of positions and employees (full time equivalents) of each agency or program thereof prior to preparation of the executive budget and before the beginning of each fiscal year. At any time, upon the request of the agency, the budget director may amend the number of positions or employees (full time equivalents) in any agency or program thereof.

(3) This section does not limit legislative authority to amend the determinations of the department or the budget director."

Section 3. Section 59-910, R.C.M. 1947, is amended to read as follows:

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