

SENATE BILL NO. 8

INTRODUCED BY DRAKE

A BILL FOR AN ACT ENTITLED: "AN ACT TO REVISE THE PER DIEM ALLOWANCE FOR TRAVEL OUTSIDE THE STATE BY STATE EMPLOYEES; AMENDING SECTION 59-538, R.C.M. 1947."

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

Section 1. Section 59-538, R.C.M. 1947, is amended to read as follows:

"59-538. Expenses of persons in state service--per diem allowance. Every person engaged in any service in every department of state, except the governor, the lieutenant governor, and the attorney general, state auditor, superintendent of public instruction, public service commissioners, secretary of state, state treasurer, clerk of the supreme court and justices of the supreme court who shall be paid actual and necessary expenses as hereinafter provided exclusive of persons in appointive positions, or positions created by law, whose duties consist of full or partial time in traveling to perform any service for the state under monthly or yearly salary, or who may be sent by any authorized executive of any department of the state upon a mission in performance of any clerical work, supervisory or extension work or otherwise, of every kind and character,

shall be allowed, for the time engaged in such travel, sixteen dollars (\$16) per day for such travel within the state of Montana, and for travel outside the state of Montana the sum of ~~twenty-five-dollars-(\$25)-per-day-for-meals-and-other-necessary-expenses,-except-that--for--travel-within--the--District--of-Columbia-the-sum-of-thirty-dollars-(\$30)-per-day-shall-be-allowed~~ twelve dollars (\$12) per day for meals and other necessary expenses exclusive of lodging, plus reasonable actual expenditures for lodging, and provided, that the provisions of this act shall not apply to persons holding offices specifically provided for in section 93-305, or section 93-313; provided that nothing herein contained shall be construed as affecting the validity of section 43-310. The governor shall be authorized actual and necessary expenses not to exceed sixty dollars (\$60) per day when engaged in state service away from Helena, Montana. The lieutenant governor, when directed by the governor to engage in state service, the attorney general, state auditor, superintendent of public instruction, public service commissioners, secretary of state, state treasurer, clerk of supreme court and justices of supreme court shall be authorized actual and necessary expenses not to exceed forty dollars (\$40) per day while engaged in state service away from Helena, Montana."

-End-

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INTRODUCED BILL

588

## STATE OF MONTANA

REQUEST NO. 9-75

## FISCAL NOTE

Form BD-15

In compliance with a written request received 1-6, 19 75, there is hereby submitted a Fiscal Note for Senate Bill 8 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly. Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

## DESCRIPTION OF PROPOSED LEGISLATION:

An act to revise the per diem allowance for travel outside the state by state employees from \$25 per day for meals and lodging to \$12 per day for meals plus reasonable actual expenditure for lodging.

## ASSUMPTIONS:


1. Approximately 19,425 man days will be spent in out-of-state travel in FY 76; 20,350 man days in FY 77.
2. The average cost for lodging in major out-of-state cities is \$20 per night per person.

## FISCAL IMPACT:

	FY 76	FY 77
Expenditure under current law	\$485,625	\$508,750
Expenditure under proposed law	<u>621,600</u>	<u>651,200</u>
Increase in expenditure	<u>\$135,975</u>	<u>\$142,450</u>

## CONCLUSION:

Enactment of Senate Bill 8 would increase expenditures by approximately \$278,500 for the biennium.

  
 BUDGET DIRECTOR  
 Office of Budget and Program Planning  
 Date: January 8, 1975

Approved by Committee  
on State Administration

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13   department of state, except the governor, the lieutenant  
14   governor, and the attorney general, state auditor,  
15   superintendent of public instruction, public service  
16   commissioners, secretary of state, state treasurer, clerk of  
17   the supreme court and justices of the supreme court who  
18   shall be paid actual and necessary expenses as hereinafter  
19   provided exclusive of persons in appointive positions, or  
20   positions created by law, whose duties consist of full or  
21   partial time in traveling to perform any service for the  
22   state under monthly or yearly salary, or who may be sent by  
23   any authorized executive of any department of the state upon  
24   a mission in performance of any clerical work, supervisory  
25   or extension work or otherwise, of every kind and character,

1   shall be allowed, for the time engaged in such travel,  
2   sixteen dollars (\$16) per day for such travel within the  
3   state of Montana, and for travel outside the state of  
4   Montana the sum of ~~twenty-five-dollars-(\$25)-per-day-for~~  
5   ~~meals-and-other-necessary-expenses,-except-that--for--travel~~  
6   ~~within--the--District--of-Columbia--the-sum-of-thirty-dollars~~  
7   ~~(\$30)-per-day-shall-be-allowed~~ twelve dollars (\$12) per day  
8   for meals and other necessary expenses exclusive of lodging,  
9   plus reasonable actual expenditures for lodging, and  
10   provided, that the provisions of this act shall not apply to  
11   persons holding offices specifically provided for in section  
12   93-305, or section 93-313; provided that nothing herein  
13   contained shall be construed as affecting the validity of  
14   section 43-310. The governor shall be authorized actual and  
15   necessary expenses not to exceed sixty dollars (\$60) per day  
16   when engaged in state service away from Helena, Montana.  
17   The lieutenant governor, when directed by the governor to  
18   engage in state service, the attorney general, state  
19   auditor, superintendent of public instruction, public  
20   service commissioners, secretary of state, state treasurer,  
21   clerk of supreme court and justices of supreme court shall  
22   be authorized actual and necessary expenses not to exceed  
23   forty dollars (\$40) per day while engaged in state service  
24   away from Helena, Montana."

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24    a mission in performance of any clerical work, supervisory  
25    or extension work or otherwise, of every kind and character,

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