LC 1353/01

BILL NO. 395 1 INTRODUCED BY 2 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THAT A 5 HIGHWAY PATROLMAN RECEIVE REGULAR DUTY PAY WHILE RESPONDING 6 TO A SUBPOENA IN A CIVIL OR CRIMINAL CAUSE WHEN CALLED IN 7 CONNECTION WITH HIS OFFICIAL PATROL DUTIES AND THAT THE 8 DEPARTMENT OF JUSTICE MAY BILL THE PERSON ISSUING THE 9 SUBPOENA FOR REIMBURSEMENT FOR THE PATROLMAN'S TIME."

10

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 11 12 Section 1. Reimbursement for time spent answering 13 subpoena. A highway patrolman shall receive all regular duty 14 pay and benefits for time spent answering a subpoena in a 15 civil or criminal cause when he has been called to testify 16 in connection with his official patrol duties. The 17 department of justice may bill the person issuing the 18 subpoena for reimbursement for the patrolman's time.

-End-

SB395

INTRODUCED BILL

STATE OF MONTANA

REQUEST NO. 367-77

FISCAL NOTE

Form BD-15

In compliance with a written request received <u>February 7</u>, 19 <u>77</u>, there is hereby submitted a Fiscal Note for <u>Senate Bill 395</u> 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 provide that a highway patrolman receive regular duty pay while responding to a subpoena in a civil or criminal cause when called in connection with his official patrol duties, and that the Department of Justice may bill the person issuing the subpoena for reimbursement for the patrolman's time.

ASSUMPTIONS:

The Department of Justice will continue to bill the person issuing the subpoena for reimbursement for the patrolman's time.

FISCAL IMPACT':

None.

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BUDGET DIRECTOR Office of Budget and Program Planning Date: ________

45th Legislature

SB 0395/02

Approved by Committee on State Administration

| ı | SENATE BILL ND. 395 |
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| 2 | INTRODUCED BY NEHRENS, LEE, HEALY, PETERSON |
| 3 | |
| 4 | A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THAT A |
| 5 | HIGHWAY PATROLMAN RECEIVE REGULAR DUTY PAY WHILE RESPONDING |
| 6 | TO A SUBPOENA IN A CIVIL OR CRIMINAL CAUSE WHEN CALLED IN |
| 7 | CONNECTION WITH HIS OFFICIAL PATROL DUTIES AND THAT THE |
| 8 | DEPARTMENT OF JUSTICE MAY BILL THE PERSON ISSUING DR |
| 9 | ORGANIZATION_REQUESTING_THE_ISSUANCE_OF THE SUBPOENA FOR |
| 10 | REIMBURSEMENT FOR THE PATROLMAN'S TIME." |
| 11 | |
| 12 | BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: |
| 13 | Section 1. Reimbursement for time spent answering |
| 14 | subpoena. A highway patrolman shall receive all regular duty |
| 15 | pay and benefits for time spent answering a subpoena in a |
| 16 | civil or criminal cause when he has been called to testify |
| 17 | in connection with his official patrol duties. The |
| 18 | department of justice may bill the person issuing <u>OR</u> |
| 19 | DRGANIZATION REQUESTING INE ISSUANCE OF the subpoena for |

20 reimbursement for the patrolman's time.

-End-

SB 395

SECOND READING

SB 0395/02

| 1 | SENATE BILL NO. 395 |
|----|--|
| 2 | INTRODUCED BY MEHRENS, LEE, HEALY, PETERSON |
| з | |
| 4 | A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THAT A |
| 5 | HIGHWAY PATROLMAN RECEIVE REGULAR DUTY PAY WHILE RESPONDING |
| 6 | TO A SUBPOENA IN A CIVIL OR CRIMINAL CAUSE WHEN GALLED IN |
| 7 | CONNECTION WITH HIS OFFICIAL PATROL DUTIES AND THAT THE |
| в | DEPARTMENT OF JUSTICE MAY BILL THE PERSON ISSUING OR |
| y | <u>DRGANIZATION_REQUESTING_IHE_ISSUANCE_DE</u> THE SUBPOENA FOR |
| 10 | REIMBURSEMENT FOR THE PATROLMAN'S TIME." |
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| 17 | in connection with his official patrol duties. The |
| 18 | department of justice may bill the person issuing <u>OR</u> |
| 19 | <u>ORGANIZATION_REQUESTING_IHE_ISSUANCE_OF</u> the subpoend for |
| 20 | reimbursement for the patrolman's time. |

-End-

SB 395

THIRD READING

SB 0395/02

1 SENATE BILL NU. 395 INTRODUCED BY MEHRENS, LEE, HEALY, PETERSON 2 ٤ A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THAT A 4 HIGHWAY PATROLMAN RECEIVE REGULAR DUTY PAY WHILE RESPONDING 5 TO A SUMPLIENA IN A CIVIL OR CRIMINAL CAUSE WHEN CALLED IN 6 CUNNELTION WITH HIS OFFICIAL PATROL DUTIES AND THAT THE 7 DEPARTMENT OF JUSTICE MAY BILL THE PERSON ISSUING OR 9 DRGANIZATION REQUESTING THE ISSUANCE OF THE SUBPORNA FOR y REIMBURSEMENT FOR THE PATROLMAN'S TIME.* 10

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

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-End-

33395

REFERENCE BILL