# CHAPTER NO. 109

## HOUSE BILL NO. 91

## INTRODUCED BY PISTORIA, MANNING

### IN THE HOUSE

	IN THE HOC	155
January 9, 1979		Introduced and referred to Committee on Local Government.
January 19, 1979		Committee recommend bill do pass as amended. Report adopted.
January 20, 1979		Printed and placed on members' desks.
January 22, 1979		Second reading, do pass.
January 23, 1979		Considered correctly engrossed.
January 24, 1979		Third reading, passed. Transmitted to second house.
	IN THE SEN	NATE
January 25, 1979		Introduced and referred to Committee on Local Government.
February 28, 1979		Committee recommend bill be concurred in as amended. Report adopted.
March 2, 1979		Second reading, concurred in.
March 5, 1979		Third reading, concurred in as amended.
	IN THE HOU	JSE
March 6, 1979		Returned from second house. Concurred in as amended.
March 7, 1979		Second reading, amendments adopted.
March 8, 1979		Third reading, amendments adopted. Sent to enrolling.

Reported correctly enrolled.

House BILL NO. 91 1 INTRODUCED BY Monsing A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THAT ALL COUNTY EMPLOYEES. EXCEPT COUNTY OFFICIALS AND THEIR 6 ASSISTANTS. BE PAID EVERY 2 WEEKS." 7 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Payment of salaries of county amployees. 9 The salaries of all county employees must be paid every 2 10 weeks. County officials and assistants are paid according to 11 7-4-2502. 12

Approved by Comm. on Local Government

1	HOUSE BILL NO. 91
2	INTRODUCED BY PISTORIA, MANNING
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4	A BILL FOR AN ACT ENTITLED: "AN ACT TO-REQUIRETHATALL
5	68UNTYEMPL8YEESyEX6EPT68UNTY8FF161AL5AMBTHE1R
6	ASSESTANTSBE-PATH-EVERY2WEEKS PERMITTING ALL COUNTY
7	EMPLOYEES. COUNTY UFFICIALS. AND THEIR ASSISTANTS TO BE PAID
8	EITHER MONTHLY OR EYERY 2 MEEKS: AND AMENDING SECTIONS
9	1-4-2502 AND 7-5-2107. MCA."
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1	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
2	Refer to Introduced Bill
3	(Strike everything after the enacting clause and insert:)
4	Section 1. Section 7-4-2502, MCA, is amended to read:
5	#7-4-2502. Payment of salaries of county officials and
6	assistants. (1) (a) Except as provided in subsection (2):
7	the salaries of the several county officers and their
.8	assistants must may be paid monthly or every 2 weeks out of
9	the general fund of the county and upon the order of the
0	board of county commissioners.
ı	(b) Salaries must <u>may</u> be allowed and paid monthly <u>or</u>
2	every_2_weeks upon the order of the board and paid out of
:3	the contingent fund.
4	(2) (a) The salary of the county attorney is payable
5	monthly, with one-half from the general fund of the county

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1 and the other one-half from the state treasury upon the warrant of the state auditor.

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- (b) The county commissioners of each county shall, within 30 days after the election or appointment to fill a vacancy for any cause of any county attorney. certify such election or appointment to the state auditor, who shall thereafter draw warrants for such salary in the same manner as for state officers. In case of a vacancy, the county commissioners shall immediately notify the state auditor. and the auditor shall compute the salary due on the basis of said notification.
- (3) The board has jurisdiction and power, under such limitations and restrictions as are prescribed by laws to fix the compensation of all county officers not otherwise fixed in this code or by general or special law and to provide for the payment of the same."
- 17 Section 2. Section 7-5-2107, MCA, is amended to read: 18 #7-5-2107. Employment of personnel county 19 commissioners. The board of county commissioners may employ 20 such persons as it deems necessary to assist the board in the performance of its duties. Each board may adopt a 22 resolution defining the qualifications, duties, salary, and responsibilities of such persons. Such persons way be paid 23 monthly\_or\_every\_2\_weeks.\*\*

HB 0091/02

1	HOUSE BILL NO. 91
2	INTRODUCED BY PISTURIA, MANNING
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4	A BILL FOR AN ACT ENTITLED: MAN ACT TOREGUIRETHATALL
5	EBUNTYEMPEBYEESEXCEPTCBUNTYOFFICIALSANDTHEIR
6	ASSESTANTS - BE-PATH-EVERY2-WEEKS PERMITTING ALL COUNTY
7	EMPLOYEES - COUNTY DEFICIALS - AND THEIR ASSISTANTS TO BE PAID
8	EIIHER MONIHLY OR EYERY 2 WEEKS: AND AMENDING SECTIONS
9	I=4=2502_AND_I=5=2107+_MCA+"
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11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12	Refer to Introduced Bill
13	(Strike everything after the enacting clause and insert:)
14	Section 1. Section 7-4-2502, MCA, is amended to read:
15	#7-4-2502. Payment of salaries of county officials and
16	assistants. (1) (a) Except as provided in subsection (2).
17	the salaries of the several county officers and their
19	assistants must may be paid monthly or every 2 weeks out of
19	the general fund of the county and upon the order of the
20	board of county commissioners.
21	(b) Salaries must may be allowed and paid monthly $\underline{\alpha} \underline{r}$
22	every_2_weeks upon the order of the board and paid out of
23	the contingent fund.
24	(2) (a) The salary of the county attorney is payable
25	monthly, with one-half from the general fund of the county

and the other one-half from the state treasury upon the warrant of the state auditor.

- 4 within 30 days after the election or appointment to fill a vacancy for any cause of any county attorney, certify such election or appointment to the state auditor, who shall thereafter draw warrants for such salary in the same manner as for state officers. In case of a vacancy, the county commissioners shall immediately notify the state auditor, and the auditor shall compute the salary due on the basis of said notification.
  - (3) The board has jurisdiction and power, under such limitations and restrictions as are prescribed by law, to fix the compensation of all county officers not otherwise fixed in this code or by general or special law and to provide for the payment of the same.\*

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Section 2. Section 7-5-2107, MCA+ is amended to read:

#7-5-2107. Employment of personnel by county
commissioners. The board of county commissioners may employ
such persons as it deems necessary to assist the board in
the performance of its duties. Each board may adopt a
resolution defining the qualifications, duties, salary, and
responsibilities of such persons. Such persons may be paid
monthly or every 2 weeks.\*\*

46th Legislature HB 0091/03

1	HOUSE BILL NO. 91
2	INTRODUCED BY PISTORIA, MANNING
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4	A BILL FOR AN ACT ENTITLED: "AN ACT #8REQUIRETHATALL
5	E88NTYEMPL8YEESEXEEPTE88NTY8FF161AL5AN8THE1R
6	ASSESTANTSBE-PATH-EVERY2WEEKS PERMITTING ALL COUNTY
7	EMPLOYEESCOUNTY_DEFICIALSAND_IHEIR_ASSISTANTS_ID_BE_PAID
8	EITHER MONTHLY THICE MONTHLY OR EVERY 2 WEEKS; AND
9	AMENDING SECTIONS 7-4-2502 AND 7-5-2107, MCA.
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11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12	Refer to Introduced Bill
13	(Strike everything after the enacting clause and insert:)
14	Section 1. Section 7-4-2502, MCA, is amended to read:
15	#7-4-2502. Payment of salaries of county officials and
16	assistants. (1) (a) Except as provided in subsection (2).
17	the salaries of the several county officers and their
18	assistants must may be paid monthly. INICE_MONIHLY. Or exery
19	2_weeks out of the general fund of the county and upon the
20	order of the board of county commissioners.
21	(b) Salaries must be allowed and paid monthly.
22	INICE MONIHEY: or every 2 weeks upon the order of the board
23	and paid out of the contingent fund.
24	(2) (a) The salary of the county attorney is payable

monthly, with one-half from the general fund of the county

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HB 0091/03

and the other one-half from the state treasury upon the warrant of the state auditor.

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- (b) The county commissioners of each county shall, within 30 days after the election or appointment to fill a vacancy for any cause of any county attorney, certify such election or appointment to the state auditor, who shall thereafter draw warrants for such salary in the same manner as for state officers. In case of a vacancy, the county commissioners shall immediately notify the state auditor, and the auditor shall compute the salary due on the basis of said notification.
  - (3) The board has jurisdiction and power, under such limitations and restrictions as are prescribed by law, to fix the compensation of all county officers not otherwise fixed in this code or by general or special law and to provide for the payment of the same."
  - Section 2. Section 7-5-2107. MCA, is amended to read:

    "7-5-2107. Employment of personnel by county commissioners. The board of county commissioners may employ such persons as it deems necessary to assist the board in the performance of its duties. Each board may adopt a resolution defining the qualifications, duties, salary, and responsibilities of such persons. Such persons may be paid monthly. THICE MONIBLY, or every 2 weeks."

### SENATE STANDING COMMITTEE REPORT (Local Government)

That House Bill No. 91 be amended as follows:

1. Title, line 8.
Following: MONTHLY

Insert: ", TWICE MONTHLY,"

2. Page 1, line 18.
Following: "monthly"
Insert: ", twice monthly,"

3. Page 1, line 21.
Following: "monthly"
Insert: ", twice monthly,"

4. Page 2, line 24.
Following: "monthly"
Insert: ", twice monthly,"