

HOUSE BILL 387

IN THE HOUSE

January 24, 1979	Introduced and referred to Committee on Local Government.
February 19, 1979	Committee recommend bill, do pass.
February 21, 1979	Second reading, do pass. Considered correctly engrossed.
February 22, 1979	Third reading, passed.

IN THE SENATE

February 22, 1979	Introduced and referred to Committee on Local Government.
March 6, 1979	Rereferred to Committee on Rules.
March 7, 1979	Committee recommend bill, not concurred.

IN THE HOUSE

March 8, 1979	Returned from Senate, not concurred.
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1 House BILL NO. 387
2 INTRODUCED BY Sales

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH A METHOD
5 OF DETERMINING THE COMPENSATION OF COUNTY OFFICIALS AND
6 EMPLOYEES; AMENDING SECTIONS 7-4-2108, 7-14-2610, AND
7 7-32-104, MCA; REPEALING SECTIONS 7-4-2107 AND 7-4-2503
8 THROUGH 7-4-2505, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

11 NEW SECTION. Section 1. Salaries. (1) The governing
12 body of a county shall establish the salary of each elected
13 county official annually by the adoption of an ordinance
14 that substantially complies with chapter 5, part 1, of this
15 title. The ordinance must be adopted no later than the last
16 day of March with the salaries effective July 1 of each
17 year. The salary of an elected official may not be reduced
18 during the term of the official.

19 (2) All other salaries of county employees, except
20 those set by law, may be set by resolution of the governing
21 body, or the governing body may by ordinance authorize the
22 chief executive, department heads, or administrative boards
23 to set salaries.

24 Section 2. Section 7-4-2108, MCA, is amended to read:

25 "7-4-2108. Mileage allowance for county commissioners.

1 (1) In addition to the salary provided by ~~7-4-2107(1)~~
2 [section 1], each member of the board of county
3 commissioners in counties of the first, second, third, and
4 fourth class shall receive a mileage allowance as provided
5 in 2-18-503 for the distance necessarily traveled in going
6 to and returning from the county seat and his place of
7 residence, each day that such trip is actually made and
8 while engaged in the performance of his official duties.

9 (2) Each member of the board in all other counties is
10 entitled to a mileage allowance as provided in 2-18-503 for
11 the distance necessarily traveled in going to and returning
12 from the county seat and his place of residence each day
13 that such trip is actually made. Any county commissioner
14 whose place of residence is 50 miles or more from the county
15 seat, as measured by the usual route of travel, may elect to
16 receive mileage as provided in this section or a sum of \$10
17 per day as expenses in lieu of mileage for each day's
18 attendance on sessions of the board while engaged in the
19 performance of his official duties, and no other
20 compensation must be allowed.

21 (3) This section does not apply to counties that have
22 adopted charter form of government."

23 Section 3. Section 7-14-2610, MCA, is amended to read:

24 "7-14-2610. Payment of damages and expenses. All
25 awards of damages estimated by the board or made by the

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1 proper court and all expenses, including those of the
2 members of the board and their per diem authorized by
3 7-4-2107 [section 1] and 7-4-2108, shall be paid out of the
4 county road fund on the order of the board."

5 Section 4. Section 7-32-104, MCA, is amended to read:

6 "7-32-104. Salaries. The provisions ~~of 7-4-2503~~
7 ~~notwithstanding~~ the salaries of the director and employees
8 of the department of public safety shall be established by
9 the public safety commission and shall be paid by the city
10 or town with the board of county commissioners. ~~Said~~
11 ~~salaries in any event shall not be less than those specified~~
12 ~~in 7-4-2503.~~"

13 Section 5. Repealer. Sections 7-4-2107 and 7-4-2503
14 through 7-4-2505, MCA, are repealed.

15 Section 6. Effective date. This act is effective upon
16 passage and approval.

17 Section 7. Codification. Section 1 of this act is
18 intended to be codified as an integral part of Title 7,
19 chapter 4, and the provisions contained in Title 7 apply to
20 section 1 of this act.

-End-

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