

CHAPTER NO. 605.

SENATE BILL NO. 106

INTRODUCED BY B. BROWN

IN THE SENATE

January 16, 1979	Introduced and referred to Committee on Local Government.
January 17, 1979	Fiscal note requested.
January 22, 1979	Fiscal note returned.
February 7, 1979	Committee recommend bill do pass as amended. Report adopted.
February 8, 1979	Printed and placed on members' desks.
February 9, 1979	Second reading, do pass.
February 10, 1979	Considered correctly engrossed.
February 12, 1979	Third reading, passed. Transmitted to second house.

IN THE HOUSE

February 13, 1979	Introduced and referred to Committee on Local Government.
February 14, 1979	Rereferred to Committee on Judiciary.
March 19, 1979	Committee recommend bill be concurred in as amended. Report adopted.
March 20, 1979	Second reading, concurred in.
March 23, 1979	Third reading, concurred in as amended.

IN THE SENATE

March 24, 1979	Returned from second house. Concurred in as amended.
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March 26, 1979	Second reading, pass consideration until March 28, 1979.
March 28, 1979	Second reading, amendments rejected.
March 29, 1979	On motion, Joint Conference Committee requested and appointed.
April 4, 1979	Joint Conference Committee dissolved. On motion, Free Joint Conference Committee requested and appointed.
April 9, 1979	Rejected by House.
April 10, 1979	Senate rejects House amendment. On motion, new Free Joint Conference Committee requested and appointed. Free Joint Conference Committee dissolved.
April 12, 1979	New Free Joint Conference Committee reported.
April 13, 1979	On motion, consideration be passed for the day.
April 16, 1979	On motion, new Free Joint Conference Committee report adopted. Adopted by House.
April 17, 1979	On roll call new Free Joint Conference Committee report adopted. Sent to enrolling. Reported correctly enrolled.

1 Senate BILL NO. 106
 2 INTRODUCED BY Bob Brown

3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING SALARY
 5 INCREASES FOR PROBATION OFFICERS AND A MINIMUM SALARY FOR
 6 DEPUTY PROBATION OFFICERS; AMENDING SECTIONS 41-5-704 AND
 7 41-5-705, MCA."

8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 41-5-704, MCA, is amended to read:

11 "41-5-704. Salary and expenses. (1) A chief probation
 12 officer shall receive for his services a sum specified by
 13 the court; however, the judge may employ him on a yearly
 14 salary, ~~not to be less than \$12,500 or more than \$16,000~~
 15 ~~depending on the formal training and experience of each~~
 16 ~~respective officer of \$22,500. The judge shall also~~
 17 ~~determine future increases in salary based on the Consumer~~
 18 ~~Price Index published by the United States Department of~~
 19 ~~Labor each year and the formal training and experience of~~
 20 ~~each officer.~~ The salary of such officer shall be
 21 apportioned among and paid by each of the counties in which
 22 such officer is appointed to act, in proportion to the
 23 assessed valuation of such counties for the same year,
 24 except where such officer is appointed for one county
 25 whereby such county shall pay the entire salary.

1 (2) For all necessary travel incident to his official
 2 duties in connection with the investigation, supervision,
 3 and transportation of youth, the probation officer shall, in
 4 addition to his office salary, be reimbursed for actual
 5 expenses incurred."

6 Section 2. Section 41-5-705, MCA, is amended to read:

7 "41-5-705. Deputy probation officers -- salary. The
 8 judge having jurisdiction of juvenile matters may also
 9 appoint such additional persons, giving preference to
 10 persons having the qualifications suggested for appointment
 11 as the chief probation officer, to serve as deputy probation
 12 officers as the judge deems necessary, their salaries to be
 13 fixed by the judge. Such salaries shall not exceed 90% ~~or~~
 14 ~~be less than 60%~~ of the salary of the chief probation
 15 officer."

-End-

SB 106
 INTRODUCED BILL

FISCAL NOTE

Form BD-15

In compliance with a written request received Jan 17, 19 79, there is hereby submitted a Fiscal Note for SB 106 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:

Senate Bill 106 is an act providing salary increases for probation officers and a minimum salary for deputy probation officers.

ASSUMPTIONS:

1. Of Montana's 19 judicial districts, 17 presently employ a chief probation officer at the maximum yearly salary allowed under section 41-5-704, MCA.
2. A total of 38 full-time deputy probation officers are presently employed within the 19 judicial districts, receiving on the average 75% of the maximum yearly salary allowed chief probation officers under section 41-5-704, MCA.
3. The Consumer Price Index for 1980 will be 106.5, and this index will be used to set probation officers' salaries for the second year of the biennium (Source: Chase Econometric Associates, Inc., Macroeconomic Forecasts, December 21, 1978.)

FISCAL IMPACT:

	FY 79-80	FY 80-81
Total expenditures under proposed law	\$ 1,023,750	\$ 1,090,293
Expenditures under current law	<u>728,000</u>	<u>728,000</u>
Increased expenditures under proposed law	\$ <u>295,750</u>	\$ <u>362,293</u>

LOCAL IMPACT:

The increased expenditures would have to be budgeted within the various county general funds during each year of the biennium.

Richard D. Strang for
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1/21/79

Approved by Comm.
on Local Government

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

Section 1. Section 41-5-704, MCA, is amended to read:

"41-5-704. Salary and expenses. (1) A chief probation officer shall receive for his services a sum specified by the court; however, the judge may employ him on a yearly salary, ~~NOT TO BE LESS THAN \$15,000 OR MORE THAN \$19,500 DEPENDING ON THE FORMAL TRAINING AND EXPERIENCE OF EACH RESPECTIVE OFFICER.~~ ~~v--not-to-be-less-than-\$12,500-or-more-than-\$16,000-dependng-on-the-formal-training-and-experience-of-each-respective-officer-af-\$22,500.~~ ~~The-judge-shall-also-determine--future--increases-in-salary-based-on-the-Consumer-Price-Index-published-by-the--United--States--Department--of-labor--each--year--and-the-formal-training-and-experience-of-each--officer.~~ The salary of such officer shall be apportioned among and paid by each of the counties in which such officer is appointed to act, in proportion to the assessed valuation of such counties for the same year.

except where such officer is appointed for one county whereby such county shall pay the entire salary.

(2) For all necessary AUTHORIZED travel incident to his official duties in connection with the investigation, supervision, and transportation of youth, the probation officer shall, in addition to his office salary, be reimbursed for ~~actual--expenses--incurred~~ AS PROVIDED IN 15-18-501 THROUGH 15-18-503.

Section 2. Section 41-5-705, MCA, is amended to read:

"41-5-705. Deputy probation officers -- salary. The judge having jurisdiction of juvenile matters may also appoint such additional persons, giving preference to persons having the qualifications suggested for appointment as the chief probation officer, to serve as deputy probation officers as the judge deems necessary, their salaries to be fixed by the judge. Such salaries shall not exceed 90% ~~or be less than 60%~~ of the salary of the chief probation officer."

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Section 2. Section 41-5-705, MCA, is amended to read: "41-5-705. Deputy probation officers -- salary. The judge having jurisdiction of juvenile matters may also appoint such additional persons, giving preference to persons having the qualifications suggested for appointment as the chief probation officer, to serve as deputy probation officers as the judge deems necessary, their salaries to be fixed by the judge. Such salaries shall not exceed 90% ~~or be less than 60%~~ of the salary of the chief probation officer."

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6 officer shall, in addition to his office salary, be
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8 ~~25-10-501 THROUGH 25-10-503 2-18-501 THROUGH 2-18-503.~~"

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11 judge having jurisdiction of juvenile matters may also
12 appoint such additional persons, giving preference to
13 persons having the qualifications suggested for appointment
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-End-

REFERENCE BILL: Includes Free Joint
 Conference Committee Report
 Dated 4/11/79

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SB 106

March 16, 1979

HOUSE OF REPRESENTATIVES

Judiciary Committee amendments to SENATE BILL NO. 106, third reading copy, as follows:

1. Page 1, line 14.

Following: "MORE THAN"

Strike: "\$19,500"

Insert: "\$22,500"

2. Page 2, line 8.

Strike: "15-18-501 THROUGH 15-18-503"

Insert: "2-18-501 through 2-18-503"

AND AS AMENDED, BE CONCURRED IN.