

SENATE BILL NO. 260

1/26 Introduced
1/28 Referred to Local Government
2/14 Hearing
2/21 Adverse Committee Report
2/21 Bill Killed

Senate BILL NO. *260*

INTRODUCED BY *D. Quilley*

A BILL FOR AN ACT ENTITLED: "AN ACT TO CHANGE FROM MANDATORY TO OPTIONAL THE GRANT OF LONGEVITY PAYMENTS TO UNDERSHERIFFS AND DEPUTIES; TO PROVIDE THAT THE COMPENSATION OF UNDERSHERIFFS AND DEPUTIES MAY NOT EXCEED THAT OF THE SHERIFF OR APPLICABLE PERCENTAGES WHEN BASE SALARY AND LONGEVITY ARE CONSIDERED; TO GRANDFATHER THE SALARY OF PERSONS PRESENTLY RECEIVING MORE COMPENSATION THAN THAT ALLOWED BY THIS ACT; AMENDING SECTIONS 7-4-2508 AND 7-4-2510, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

Section 1. Section 7-4-2510, MCA, is amended to read:

"7-4-2510. Sheriff's department -- longevity payments.

~~Beginning-on-the-date-of-his-first-anniversary-of-employment with-the-department-and-adjusted-annually~~ (1) The board of county commissioners may through personnel policies or collective bargaining agreements provide that a deputy sheriff or undersheriff is entitled to receive a longevity payment amounting to ~~at~~ a percentage of the minimum base annual salary for each year of service with the department.

This payment shall be made in equal monthly installments.

(2) (a) The regular salary of a deputy sheriff or

undersheriff plus that person's longevity payments may not exceed the salary of the sheriff, if he is an elected official in the county, as set forth in 7-4-2503, or exceed the applicable percentage set forth in 7-4-2508.

(b) The salary of any undersheriff or deputy sheriff receiving compensation in excess of that specified in subsection (2)(a) on July 1, 1985, may not have his salary reduced to comply with the provisions of subsection (2)(a)."

Section 2. Section 7-4-2508, MCA, is amended to read:

"7-4-2508. Compensation of undersheriff and deputy sheriff. (1) The sheriff shall fix the compensation of the undersheriff at 95% of the salary of that sheriff.

(2) (a) The sheriff shall fix the compensation of the deputy sheriff based upon a percentage of the salary of that sheriff according to the following schedule:

In counties with population of:

Below 15,000	85% to 90%
15,000 to 29,999	76% to 90%
30,000 to 74,999	74% to 90%
75,000 and over	72% to 90%

(b) The sheriff shall adjust the compensation of the deputy sheriff within the range prescribed in subsection (a) according to a rank structure in the department.

(3) For purposes of this section, the term "compensation" means the base rate of pay and does not mean



1 ~~longevity--payments--or~~ payments for hours worked overtime.
2 Except as may be required under 7-4-2510(2)(b), and for the
3 purposes of computing the minimum percentage salary,
4 "compensation" does not mean longevity payments."

5 NEW SECTION. Section 3. Effective date. This act is
6 effective July 1, 1985.

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