

HB 4 INTRODUCED BY SWIFT
REVISION OF PROCEDURE FOR APPLYING PAY SCHEDULES
 UNDER REVENUE SHORTFALL

6/16 INTRODUCED
6/16 REFERRED TO APPROPRIATIONS
 LONG-RANGE SUBCOMMITTEE
6/25 TABLED IN COMMITTEE

1 HOUSE BILL NO. 4
2 INTRODUCED BY SWIFT
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING PROCEDURES FOR
5 APPLYING STATE PAY SCHEDULES IN THE EVENT OF A REVENUE
6 SHORTFALL; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN
7 APPLICABILITY DATE."
8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
10 Section 1. Procedure when revenue is insufficient. (1)
11 In the event that revenue is expected to be insufficient to
12 fulfill the appropriation for the pay schedules provided in
13 2-18-311 through 2-18-315 for the subsequent fiscal year,
14 the department shall:
15 (a) allocate the shortfall among the agencies
16 recognized in the state budget in proportion to the cost, in
17 each agency, of the pay schedule or schedules applicable to
18 that agency for the subsequent fiscal year, including the
19 step increase authorized by 2-18-303(1)(d)(iii); and
20 (b) require each agency to reduce its expenditures for
21 personal services for the subsequent fiscal year by the
22 amount allocated to that agency under subsection (1)(a). An
23 agency may:
24 (i) maintain the pay schedule or schedules applicable
25 to that agency for the current fiscal year, without the step

1 increase authorized by 2-18-303(1)(d)(iii); or
2 (ii) implement either the step increase authorized in
3 2-18-303(d)(iii) or the pay schedule for the subsequent
4 fiscal year, or both, with a concomitant reduction in
5 personnel that allows the agency to achieve the required
6 reduction in expenditures for personal services.
7 (2) If an agency is required by the terms of a
8 collective bargaining agreement to implement a pay schedule
9 provided in 2-18-311 through 2-18-315 for the subsequent
10 fiscal year, the required reduction in expenditures for
11 personal services must be met through a reduction in
12 personnel, as provided in 39-31-303(3).
13 Section 2. Codification instruction. Section 1 is
14 intended to be codified as an integral part of Title 2,
15 chapter 18, part 3, and the provisions of Title 2, chapter
16 18, part 3, apply to section 1.
17 Section 3. Applicability. This act applies to fiscal
18 years beginning after June 30, 1985.
19 Section 4. Effective date. This act is effective on
20 passage and approval.

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