

HOUSE BILL NO. 259

INTRODUCED BY WINSLOW

BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION

IN THE HOUSE

JANUARY 17, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON STATE ADMINISTRATION.
JANUARY 28, 1987	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
JANUARY 29, 1987	PRINTING REPORT.
JANUARY 30, 1987	ON MOTION, CONSIDERATION PASSED FOR THE DAY.
JANUARY 31, 1987	ON MOTION, TAKEN FROM SECOND READING AND REREFERRED TO COMMITTEE ON APPROPRIATIONS.
MARCH 18, 1987	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
MARCH 19, 1987	PRINTING REPORT.
MARCH 20, 1987	SECOND READING, DO PASS.
MARCH 21, 1987	ENGROSSING REPORT.  THIRD READING, PASSED. AYES, 91; NOES, 4.  TRANSMITTED TO SENATE.

IN THE SENATE

MARCH 23, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON STATE ADMINISTRATION.
MARCH 26, 1987	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 28, 1987	SECOND READING, CONCURRED IN.

MARCH 30, 1987

THIRD READING, CONCURRED IN.  
AYES, 42; NOES, 7.

RETURNED TO HOUSE.

IN THE HOUSE

MARCH 31, 1987

RECEIVED FROM SENATE.

SENT TO ENROLLING.

1 House BILL NO. 259  
 2 INTRODUCED BY Winkler  
 3 BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION

4  
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO REIMBURSE PERSONS IN  
 6 STATE SERVICE FOR TAXES CHARGED FOR IN-STATE LODGING;  
 7 AMENDING SECTION 2-18-501, MCA; AND PROVIDING AN EFFECTIVE  
 8 DATE."

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

11 Section 1. Section 2-18-501, MCA, is amended to read:

12 "2-18-501. Meals, lodging, and transportation of  
 13 persons in state service. Every elected official, appointed  
 14 members of boards, commissions, councils, department  
 15 directors, and all other state employees shall be reimbursed  
 16 for meals and lodging while away from the person's  
 17 designated headquarters and engaged in official state  
 18 business in accordance with the following provisions:

19 (1) For travel within the state of Montana, the  
 20 following provisions apply:

21 (a) The governor shall be authorized actual and  
 22 necessary expenses not to exceed \$55 per day.

23 (b) All other elected state officials, appointed  
 24 members of boards, commissions, councils, department  
 25 directors, and all other state employees shall be authorized

1 the actual cost of lodging, not exceeding \$24 per day, and  
 2 taxes on the allowable cost of lodging, except as provided  
 3 in subsection (3), plus \$3 for the morning meal, \$3.50 for  
 4 the midday meal, and \$8 for the evening meal. All claims  
 5 for lodging expense reimbursement allowed under this section  
 6 must be documented by an appropriate receipt.

7 (2) For travel out of the state of Montana, the  
 8 following provisions apply:

9 (a) The governor shall be authorized the actual cost  
 10 of lodging in addition to a meal allowance not to exceed \$30  
 11 per day.

12 (b) All other elected state officials, appointed  
 13 members of boards, commissions, councils, department  
 14 directors, and all other state employees shall be authorized  
 15 the actual cost of lodging not exceeding \$50 per day, except  
 16 as provided in subsection (3), plus \$4 for the morning meal,  
 17 \$6.50 for the midday meal, and \$12 for the evening meal.  
 18 All claims for the lodging expense reimbursement allowed  
 19 under this subsection must be documented by an appropriate  
 20 receipt.

21 (3) All other elected state officials, appointed  
 22 members of boards, commissioners, councils, department  
 23 directors, and all other state employees shall be authorized  
 24 the actual cost of lodging when traveling in the normal  
 25 course of their duties to certain designated areas. The

1 department of administration shall designate those areas  
2 where the actual cost of lodging shall be reimbursed.

3 (4) When other than commercial, nonreceiptable lodging  
4 facilities are utilized by a state employee while conducting  
5 official state business in a travel status, the amount of \$7  
6 will be authorized for lodging expenses for each day in  
7 which travel involves an overnight stay in lieu of the  
8 amount authorized in subsection (1)(b) or (2)(b) above.  
9 However, when overnight accommodations are provided at the  
10 expense of any government entity, no reimbursement may be  
11 claimed for lodging.

12 (5) The actual cost of reasonable transportation  
13 expenses and other necessary business expenses incurred by a  
14 state official or employee while in an official travel  
15 status shall be subject to reimbursement.

16 (6) The provisions of this section shall not be  
17 construed as affecting the validity of 5-2-301.

18 (7) The department of administration shall prescribe  
19 rules necessary to effectively administer this section for  
20 state government.

21 (8) All commercial air travel shall be by the least  
22 expensive class service available."

23 NEW SECTION. Section 2. Extension of authority. Any  
24 existing authority of the department of administration to  
25 make rules on the subject of the provisions of this act is

1 extended to the provisions of this act.

2 NEW SECTION. Section 3. Effective date. This act is  
3 effective June 30, 1987.

-End-

## STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB259, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act to reimburse persons in state service for taxes charged for in-state lodging; amending Section 2-18-501, MCA; and providing an effective date.

ASSUMPTIONS:

1. Room tax is 4%.
2. In-state travel will not increase or decrease significantly from FY86 actual.
3. 5% of all lodging reimbursements are non-receipt.

FISCAL IMPACT:

	<u>FY88</u>	<u>FY89</u>
Additional Costs:	\$ 83,741	\$ 83,741

Funding Sources:

General Fund	\$ 17,586	\$ 17,586
All Special Revenue Funds	36,846	36,846
Proprietary Fund	2,512	2,512
Universities	<u>26,797</u>	<u>26,797</u>
TOTAL	\$ 83,741	\$ 83,741

Because no appropriation is made there will be reduced travel by state employees.

David L. Hunter DATE 1/23/87  
 DAVID L. HUNTER, BUDGET DIRECTOR  
 Office of Budget and Program Planning

Cal Winslow DATE 1/23/87  
 CAL WINSLOW, PRIMARY SPONSOR

Fiscal Note for HB259, as introduced.

**HB 259**

APPROVED BY COMMITTEE  
ON STATE ADMINISTRATION

1 House BILL NO. 259  
2 INTRODUCED BY Winston  
3 BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION  
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17 designated headquarters and engaged in official state  
18 business in accordance with the following provisions:

19 (1) For travel within the state of Montana, the  
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7 (2) For travel out of the state of Montana, the  
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12 (b) All other elected state officials, appointed  
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21 (3) All other elected state officials, appointed  
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24 the actual cost of lodging when traveling in the normal  
25 course of their duties to certain designated areas. The

1 department of administration shall designate those areas  
2 where the actual cost of lodging shall be reimbursed.

3 (4) When other than commercial, nonreceiptable lodging  
4 facilities are utilized by a state employee while conducting  
5 official state business in a travel status, the amount of \$7  
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8 amount authorized in subsection (1)(b) or (2)(b) above.  
9 However, when overnight accommodations are provided at the  
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11 claimed for lodging.

12 (5) The actual cost of reasonable transportation  
13 expenses and other necessary business expenses incurred by a  
14 state official or employee while in an official travel  
15 status shall be subject to reimbursement.

16 (6) The provisions of this section shall not be  
17 construed as affecting the validity of 5-2-301.

18 (7) The department of administration shall prescribe  
19 rules necessary to effectively administer this section for  
20 state government.

21 (8) All commercial air travel shall be by the least  
22 expensive class service available."

23 NEW SECTION. Section 2. Extension of authority. Any  
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-End-

# CONFERENCE COMMITTEE REPORT

Report No. ....One.....

.....4-20..... 19..87....

MR. SPEAKER

We, your \_\_\_\_\_ Free \_\_\_\_\_ Conference Committee on

HB 459

met and considered \_\_\_\_\_ House Bill 459 in its entirety.

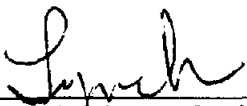
We recommend as follows: THAT HOUSE BILL 459, reference copy salmon, BE  
AMENDED AS FOLLOWS:

- 1) Title, lines 17 and 18.  
Strike: "ALLOWING" through "MAIL;"
- 2) Title, line 20.  
Strike: "13-19-104,"
- 3) Page 8, line 13 through page 10, line 3.  
Strike: section 8 in its entirety  
Renumber: subsequent sections
- 4) Page 12, line 20.  
Strike: "8 THROUGH 11, 13, AND 14"  
Insert: "10, 12, and 13"
- 5) Page 12, line 25.  
Strike: "NOVEMBER 15"  
Insert: "August 1"
- 6) Page 13, line 2.  
Strike: "12"  
Insert: "11"

And that this Conference Committee report be adopted.

FOR THE SENATE

FOR THE HOUSE

  
\_\_\_\_\_  
SENATOR LYNCH, Chairman

  
\_\_\_\_\_  
SENATOR KOLSTAD

  
\_\_\_\_\_  
SENATOR FARRELL

  
\_\_\_\_\_  
REP. PHILLIPS

  
\_\_\_\_\_  
REP. ROTH

  
\_\_\_\_\_  
REP. KEENAN