

SB 82      INTRODUCED BY WEEDING, WILLIAMS, B.  
          COMPENSATE LEGISLATORS FOR INCIDENTAL EXPENSES  
          DURING INTERIM

1/10    INTRODUCED  
1/10    REFERRED TO LEGISLATIVE ADMINISTRATION  
1/10    FISCAL NOTE REQUESTED  
1/13    HEARING  
1/14    REREFERRED TO STATE ADMINISTRATION  
1/19    HEARING  
1/20    FISCAL NOTE RECEIVED  
1/21    TABLED IN COMMITTEE

1 *Senate* BILL NO. 92  
 2 INTRODUCED BY *Anthony ...*  
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO COMPENSATE  
 5 LEGISLATORS FOR INCIDENTAL EXPENSES INCURRED DURING THE  
 6 INTERIM; AND AMENDING SECTION 5-2-302, MCA."  
 7

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

9 Section 1. Section 5-2-302, MCA, is amended to read:  
 10 "5-2-302. Compensation and expenses when legislature  
 11 not in session. (1) When the legislature is not in session,  
 12 a member of the legislature, while engaged in legislative  
 13 business with prior authorization of the appropriate funding  
 14 authority, is entitled to:

15 {1}(a) a mileage allowance as provided in 2-18-503;  
 16 {2}(b) expenses as provided in 2-18-501 and 2-18-502;  
 17 and

18 {3}(c) a salary equal to one full day's pay at the  
 19 rate of a classified state employee, described in 5-2-301  
 20 for each 24-hour period of time (from midnight to midnight),  
 21 or portion thereof, spent away from home on authorized  
 22 legislative business. However, if time spent for business  
 23 other than authorized legislative business results in  
 24 lengthening a legislator's stay away from home into an  
 25 additional 24-hour period, he may not be compensated for the

1 additional day.  
 2 (d) reimbursement, upon submittal of an appropriate  
 3 claim to the office of the legislative council, for actual  
 4 costs, not to exceed \$150 a month, for the following:  
 5 (i) mileage expense incurred while traveling on a  
 6 legislative business trip of 50 miles or more within a  
 7 legislator's district;  
 8 (ii) meal and lodging expenses incurred while traveling  
 9 on a legislative business trip of 75 miles or more within a  
 10 legislator's district; and  
 11 (iii) long-distance telephone expenses incurred while  
 12 conducting legislative business.  
 13 (2) Subsection (1)(d) excludes reimbursements for  
 14 political or campaign expenses.  
 15 (3) Violation of subsection (1)(d) constitutes  
 16 official misconduct as defined in 13-35-204."

-End-



-2- INTRODUCED BILL  
 SB 92

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB082, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act to compensate legislators for incidental expenses incurred during the interim.

ASSUMPTIONS:

1. The bill is effective 10/1/87, therefore there will be 9 months of liability in FY88.
2. Liability may exist for a whole month for any month in which the session is not continuous.
3. There will be 9 months liability in session fiscal years.

FISCAL IMPACT:

| <u>Expenditures:</u> | <u>FY88</u> | <u>FY89</u> |
|----------------------|-------------|-------------|
| Operating Expenses   | \$202,500   | \$202,500   |
| <u>Funding:</u>      |             |             |
| General Fund         | \$202,500   | \$202,500   |

EFFECT ON COUNTY OR OTHER LOCAL REVENUE OR EXPENDITURES:

N/A

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

N/A

TECHNICAL OR MECHANICAL DEFECTS IN PROPOSED LEGISLATION OR CONFLICTS WITH EXISTING LEGISLATION:

N/A

David L. Hunter DATE 1/12/87  
DAVID L. HUNTER, BUDGET DIRECTOR  
Office of Budget and Program Planning

Cecil Weeding DATE 1/19/87  
CECIL WEEDING, PRIMARY SPONSOR

Fiscal Note for SB082, as introduced.

SB-82