

## HOUSE BILL 14

### Introduced by Toole

12/23	Introduced
12/30	Referred to Local Government
12/31	Fiscal Note Requested
1/04	First Reading
1/05	Hearing
1/05	Tabled in Committee
1/08	Fiscal Note Received
1/08	Fiscal Note Printed

## HOUSE BILL NO. 14

INTRODUCED BY TOOLE

A BILL FOR AN ACT ENTITLED: "AN ACT EXTENDING LONGEVITY PAYMENTS TO ALL SHERIFF'S DEPARTMENT EMPLOYEES; AMENDING SECTIONS 7-4-2504 AND 7-4-2510, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

**Section 1.** Section 7-4-2504, MCA, is amended to read:

"7-4-2504. Salaries to be fixed by resolution -- cost-of-living increments. (1) The county governing body shall by resolution ~~on-or-before-July-17--19927--and~~ on or before July 1 of each year thereafter adjust and uniformly fix the salaries of the county treasurer, county clerk, county assessor, county school superintendent, county sheriff, and the clerk of the district court; the county auditor (if there is one); and the county surveyor (if he ~~the surveyor~~ receives a salary). ~~Except--as--provided--in subsection--(3)--the~~ The salaries fixed may be no less than 80% of the annual base salary provided for in 7-4-2503(1) plus a cost-of-living increment based on the last previous calendar year's consumer price index for all urban consumers, U.S. department of labor, bureau of labor statistics, or other index that the bureau of business and

economic research of the university of Montana may in the future recognize as the successor to that index. The county governing body may, however, for all or the remainder of each fiscal year, in conjunction with setting salaries for the same action on the salaries of justices of the peace (if applicable), the county governing body, county attorney, and coroner, set the salary at the prior fiscal year level if that level is lower than the level required by this subsection. The cost-of-living increment ~~for-the-fiscal-year beginning-July-17-19927--and~~ for each subsequent fiscal year shall must be added to all cost-of-living increments granted for previous years unless salaries were set for the fiscal year at the level of salaries received in the prior fiscal year. In such a case, the cost-of-living increment that would have been received for such the fiscal year, computed on the prior fiscal year, may not be added to previous increments.

(2) The county governing body may, in any subsequent fiscal year, restore for 1 or more years the annual cost-of-living increments withheld pursuant to subsection (1). If cost-of-living increments are restored, the longevity increases provided for sheriffs in 7-4-2503, for deputy county attorneys in 7-4-2503(3)(d)(i), and for ~~undersheriffs---and---deputy--sheriffs~~ sheriff's department employees in 7-4-2510 must also be restored for the years

for which the cost-of-living increment was restored.

~~{3}--if--the--application-of-7-4-2503--does-not-qualify-a  
county-official-for-a-salary-increase, his salary--base--for  
the--fiscal--year--beginning-July-1, 1991, must be the fiscal  
year-1990-91 salary plus 100% of the last previous--calendar  
year's--consumer--price-index-for-all-urban-consumers-as-set  
forth-in-subsection-(1)--~~

~~{4}{3}~~ The county governing body shall by resolution,  
prior to July 1 of each year, establish the salary of the  
coroner and may, for all or the remainder of each fiscal  
year, in conjunction with setting salaries for other  
officers as provided in subsection (1), set the salary at  
the prior fiscal year level. The salary must be in effect  
upon the first day of each ensuing fiscal year."

**Section 2.** Section 7-4-2510, MCA, is amended to read:

"7-4-2510. Sheriff's department -- longevity payments.  
Beginning on the date of his an employee's first anniversary  
of employment with the department and adjusted annually, a  
deputy-sheriff-or-undersheriff the employee is entitled to  
receive a longevity payment amounting to 1% of the minimum  
base annual salary for each--year--of--service--with--the  
department; every 2,080 hours of employment. but-years-of  
service Hours worked during any year in which the salary was  
set at the same level as the salary of the prior fiscal year  
may not be included in any calculation of longevity

increases. This payment ~~shall~~ must be made in equal monthly  
installments."

NEW SECTION. **Section 3.** Effective date. [This act] is  
effective July 1, 1993.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0014, Version: as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

An act extending longevity payments to all employees of sheriff's departments.

ASSUMPTIONS:

1. There is no appreciable state fiscal impact.

FISCAL IMPACT: Insignificant.

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

There will be a moderate local impact from extending longevity payments to jailers, secretaries and dispatchers. For example, in Lewis and Clark County, the 1% longevity payment for sheriff department employees, other than deputies and undersheriffs, would be approximately \$12,000 per year.

Dave Lewis 1-8-93  
DAVE LEWIS, BUDGET DIRECTOR                      DATE  
Office of Budget and Program Planning

\_\_\_\_\_  
HOWARD TOOLE, PRIMARY SPONSOR                      DATE

Fiscal Note for HB0014, as introduced