

**Unofficial Draft Copy**

As of: May 19, 2010 (8:58am)

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\*\*\*\* Bill No. \*\*\*\*

Introduced By \*\*\*\*\*

By Request of the Legislative Council

A Bill for an Act entitled: "An Act revising the pay options for legislators when the legislature is not in session; amending section 5-2-302, MCA; and providing an immediate effective date."

Be it enacted by the Legislature of the State of Montana:

**Section 1.** Section 5-2-302, MCA, is amended to read:

**"5-2-302. Compensation and expenses when legislature not in session.** (1) When the legislature is not in session, a member of the legislature, while engaged in legislative business with prior authorization of the appropriate funding authority, is entitled to:

(1)(a) a mileage allowance as provided in 2-18-503;

(2)(b) expenses as provided in 2-18-501 and 2-18-502; and

(3)(c) a salary as provided in subsection (2).

(2)(a) ~~equal to one full day's pay at the rate described in 5-2-301(1)~~ Subject to subsection (2)(b), for each 24-hour period of time, (from midnight to midnight), or portion of a 24-hour period, spent away from home on authorized legislative business, a legislator may elect to receive:

(i) a full days's pay at the rate described in 5-2-301(1);

(ii) a half day's pay at the rate described in 5-2-301(1);

or

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(iii) no salary.

(b) ~~However, if~~ If time spent for business other than authorized legislative business results in lengthening a legislator's stay away from home into an additional 24-hour period, the legislator may not be compensated for the additional day."

{Internal References to 5-2-302:

2-2-111x	2-15-1019x	2-15-1021 x	2-15-1808x
2-15-1820 x	2-17-803x	2-17-1105x	5-1-104x
5-2-203 x	5-2-203 x	5-3-101x	5-11-305x
5-11-708 x	5-12-203 x	5-13-203 x	69-1-212x
75-1-302x	75-6-212 x	90-1-405x}	

NEW SECTION. **Section 2. {standard} Effective date.** [This act] is effective on passage and approval.

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