

**FIRST ENGROSSMENT  
with House Amendments**Fifty-eighth  
Legislative Assembly  
of North Dakota**ENGROSSED SENATE BILL NO. 2171**

Introduced by

Senators Lyson, Krebsbach

Representative Meier

1 A BILL for an Act to amend and reenact subdivision d of subsection 2 of section 44-08-04 of the  
2 North Dakota Century Code, relating to lodging reimbursement for state officers and  
3 employees; to provide for a report to the legislative council; and to provide an expiration date.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Subdivision d of subsection 2 of section 44-08-04 of the  
6 North Dakota Century Code is amended and reenacted as follows:

7 d. (1) Fourth quarter is from twelve midnight to six a.m. and, except as  
8 otherwise provided in this subdivision, the sum must be the actual  
9 lodging expenses not to exceed forty-five dollars plus any additional  
10 applicable state or local taxes.

11 (2) The head of a state agency or other state entity, except the legislative  
12 assembly, may authorize reimbursement for actual lodging expenses  
13 beyond the sum provided in paragraph 1 if appropriate lodging is not  
14 available at the rate provided under that paragraph.

15 (3) A political subdivision may reimburse an elective or appointive officer,  
16 employee, representative, or agent for actual lodging expenses.

17 **SECTION 2. REPORT TO LEGISLATIVE COUNCIL - LODGING REIMBURSEMENT.**

18 Before September 4, 2004, the head of each state agency or entity shall provide to the director  
19 of the office of management and budget any information determined necessary by the director  
20 to be used for compilation of the report required by this section. Before October 2, 2004, the  
21 director of the office of management and budget shall present a report to the legislative council  
22 regarding actual lodging expense reimbursement by state entities between the effective date of  
23 this Act and September 1, 2004, which has been authorized by the head of a state agency or

1 entity under paragraph 2 of subdivision d of subsection 2 of section 44-08-04. The report must  
2 include information regarding:

- 3 1. The number of nights for which lodging reimbursement was provided by a state  
4 agency or entity.
- 5 2. The number of lodging reimbursements and the dollar amount per night provided  
6 by a state agency or entity which was above the rate provided for in paragraph 1 of  
7 subdivision d of subsection 2 of section 44-08-04.
- 8 3. The city in which the state agency or entity provided actual lodging expenses  
9 which were above the rate provided for under paragraph 1 of subdivision d of  
10 subsection 2 of section 44-08-04.

11 **SECTION 3. EXPIRATION DATE.** This Act is effective through July 31, 2005, and  
12 after that date is ineffective.