

**SENATE BILL NO. 2353**

Introduced by

Senators Krebsbach, Wardner

Representatives Boehning, D. Johnson, S. Kelsh

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 state officer and employee lodging reimbursement; and  
3 to provide an effective 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. Fourth quarter is from twelve midnight to six a.m. and the sum must be the  
8 actual lodging expenses not to exceed ~~fifty-five~~ sixty dollars plus any  
9 additional applicable state or local taxes. A political subdivision may  
10 reimburse an elective or appointive officer, employee, representative, or agent  
11 for actual lodging expenses.

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

14 d. Fourth quarter is from twelve midnight to six a.m. and the sum must be the  
15 actual lodging expenses not to exceed ~~sixty dollars plus any additional~~  
16 ~~applicable state or local taxes~~ an amount determined by rule by the director of  
17 the office of management and budget. By August 1, 2010, the director shall  
18 adopt rules to establish the lodging reimbursement at an amount not to  
19 exceed sixty-five dollars plus any applicable state or local taxes, and shall  
20 increase the amount by up to five dollars per year until the amount is equal to  
21 the rate as established by the United States general services administration  
22 for lodging reimbursement in this state. The director shall amend the rules  
23 when necessary to set the reimbursement at the same rate as established by  
24 the United States general services administration for federal lodging per diem

1                    in this state. A political subdivision may reimburse an elective or appointive  
2                    officer, employee, representative, or agent for actual lodging expenses.

3                    **SECTION 3. EFFECTIVE DATE.** Section 2 of this Act becomes effective on August 1,  
4                    2010.