

Introduced by

State and Local Government Committee

(At the request of the Office of Management and Budget)

1 A BILL for an Act to amend and reenact subsections 2 and 6 of section 44-08-04 and  
2 subsection 2 of section 54-03-20 of the North Dakota Century Code, relating to authorized  
3 travel expense and lodging reimbursement rates.

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

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

- 7 2. For travel within the state, the following rates for each quarter of any twenty-four-hour  
8 period must be used:
- 9 a. First quarter is from six a.m. to twelve noon and the sum must be nine dollars.  
10 First quarter reimbursement may not be made if travel began after seven a.m.
  - 11 b. Second quarter is from twelve noon to six p.m. and the sum must be fourteen  
12 dollars.
  - 13 c. Third quarter is from six p.m. to twelve midnight and the sum must be twenty-two  
14 dollars.
  - 15 d. Fourth quarter is from twelve midnight to six a.m. ~~and the sum must be the actual~~  
16 ~~lodging expenses not to exceed an amount established by policy by the director~~  
17 ~~of the office of management and budget plus any additional applicable state or~~  
18 ~~local taxes. The director shall establish a policy to set the lodging reimbursement~~  
19 ~~at an amount equal to ninety percent of the rate established by the United States~~  
20 ~~general services administration for lodging reimbursement in this state. A political~~  
21 ~~subdivision may reimburse an elective or appointive officer, employee,~~  
22 ~~representative, or agent for actual lodging expenses.~~

23 **SECTION 2. AMENDMENT.** Subsection 6 of section 44-08-04 of the North Dakota Century  
24 Code is amended and reenacted as follows:

1       6.   The allowance for in-state lodging must be equal to the United States general services  
2       administration lodging rate for the North Dakota city for which the lodging claim is  
3       made, plus any additional applicable state or local taxes. The director shall establish a  
4       policy to set the lodging allowance in instances when the United States general  
5       services administration lodging rate is not available. The allowance for lodging outside  
6       the state must be the actual lodging expense.

7       **SECTION 3. AMENDMENT.** Subsection 2 of section 54-03-20 of the North Dakota Century  
8       Code is amended and reenacted as follows:

9       2.   a.   Each member of the legislative assembly is entitled to receive reimbursement for  
10       lodging, which may not exceed per calendar month the amount established under  
11       this subdivision by the director of the office of management and budget for  
12       lodging in state and which may not exceed the rate provided in section 44-08-04  
13       for each calendar day during the period of any organizational, special, or regular  
14       session. On August first of each even-numbered year, the director of the office of  
15       management and budget shall set the maximum monthly reimbursement for the  
16       subsequent two-year period at an amount equal to thirty times seventy percent of  
17       the daily lodging reimbursement in effect on that date as provided under  
18       ~~subdivision d of subsection 26~~ of section 44-08-04.

19       b.   Notwithstanding subdivision a:  
20       (1)   A member of the legislative assembly may elect to be reimbursed for less  
21       than the amount to which the legislator is entitled under this subsection by  
22       claiming the lesser amount on a voucher submitted with the receipt required  
23       by section 44-08-04.  
24       (2)   The legislative management may establish guidelines that may result in a  
25       reduced maximum reimbursement for a single dwelling in which two or more  
26       legislators share lodging and the total rent for that dwelling exceeds the  
27       amount to which a legislator is entitled under subdivision a.