

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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HOUSE BILL 337

Short Title: Legislators' Per Diem/Expenses.

(Public)

Sponsors: Representative Buchanan.

Referred to: Rules, Calendar, and Operations of the House.

March 1, 2001

A BILL TO BE ENTITLED

1 AN ACT TO INCREASE THE MONTHLY EXPENSE ALLOWANCE, PER DIEM
2 RATE, AND MILEAGE REIMBURSEMENT OF MEMBERS OF THE
3 GENERAL ASSEMBLY.
4

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 120-3 reads as rewritten:

7 "**§ 120-3. Pay of members and officers of the General Assembly.**

8 (a) The Speaker of the House shall be paid an annual salary of thirty-eight
9 thousand one hundred fifty-one dollars (\$38,151) payable monthly, and an expense
10 allowance of one thousand four hundred thirteen dollars (\$1,413) per month. The
11 President Pro Tempore of the Senate shall be paid an annual salary of thirty-eight
12 thousand one hundred fifty-one dollars (\$38,151) payable monthly, and an expense
13 allowance of one thousand four hundred thirteen dollars (1,413) per month. The Speaker
14 Pro Tempore of the House shall be paid an annual salary of twenty-one thousand seven
15 hundred thirty-nine dollars (\$21,739) payable monthly, and an expense allowance of
16 eight hundred thirty-six dollars (836.00) per month. The Deputy President Pro Tempore
17 of the Senate shall be paid an annual salary of twenty-one thousand seven hundred
18 thirty-nine dollars (\$21,739) payable monthly, and an expense allowance of eight
19 hundred thirty-six dollars (\$836.00) per month. The majority and minority leaders in the
20 House and the majority and minority leaders in the Senate shall be paid an annual salary
21 of seventeen thousand forty-eight dollars (\$17,048) payable monthly, and an expense
22 allowance of ~~six hundred sixty six dollars (\$666.00)~~ seven hundred seven dollars
23 (\$707.00) per month.

24 (b) Every other member of the General Assembly shall receive increases in
25 annual salary only to the extent of and in the amounts equal to the average increases
26 received by employees of the State, effective upon convening of the next Regular
27 Session of the General Assembly after enactment of these increased amounts, except no
28 such increase is granted upon the convening of the 1997 Regular Session of the General

1 Assembly. Accordingly, upon convening of the 1997 Regular Session of the General
2 Assembly, every other member of the General Assembly shall be paid an annual salary
3 of thirteen thousand nine hundred fifty-one dollars (\$13,951) payable monthly, and an
4 expense allowance of ~~five hundred fifty-nine dollars (\$559.00)~~ five hundred ninety-four
5 dollars (\$594.00) per month.

6 (c) The salary and expense allowances provided in this section are in addition to
7 any per diem compensation and any subsistence and travel allowance authorized by any
8 other law with respect to any regular or extra session of the General Assembly, and
9 service on any State board, agency, commission, standing committee and study
10 commission."

11 **SECTION 2.** G.S. 120-3.1(a) reads as rewritten:

12 "(a) In addition to compensation for their services, members of the General
13 Assembly shall be paid the following allowances:

14 (1) A weekly travel allowance for each week or fraction thereof that the
15 General Assembly is in regular or extra session. The amount of the
16 weekly travel allowance shall be calculated for each member by
17 multiplying the actual round-trip mileage from that member's home to
18 the City of Raleigh by the rate per mile which is the business standard
19 mileage rate set by the Internal Revenue Service in ~~Rev. Proc. 93-51,~~
20 ~~December 27, 1993,~~ Rev. Proc. 2000-48 (December 4, 2000).

21 (2) A travel allowance at the rate which is the business standard mileage
22 rate set by the Internal Revenue Service in ~~Rev. Proc. 93-51,~~
23 ~~December 27, 1993,~~ Rev. Proc. 2000-48 (December 4, 2000),
24 whenever the member travels, whether in or out of session, as a
25 representative of the General Assembly or of its committees or
26 commissions, with the approval of the Legislative Services
27 Commission.

28 (3) A subsistence allowance for meals and lodging at a daily rate equal to
29 the maximum per diem rate for federal employees traveling to Raleigh,
30 North Carolina, as set out at ~~58 Federal Register 67959 (December 22,~~
31 ~~1993),~~ 65 Federal Register 53484 (September 1, 2000), while the
32 General Assembly is in session and, except as otherwise provided in
33 this subdivision, while the General Assembly is not in session when,
34 with the approval of the Speaker of the House of Representatives in
35 the case of Representatives or the President Pro Tempore of the Senate
36 in case of Senators, the member is:

37 a. Traveling as a representative of the General Assembly or of its
38 committees or commissions, or

39 b. Otherwise in the service of the State.

40 A member who is authorized to travel, whether in or out of
41 session, within the United States outside North Carolina, may elect to
42 receive, in lieu of the amount provided in the preceding paragraph, a
43 subsistence allowance of ~~twenty-six dollars (\$26.00)~~ thirty-eight
44 dollars (\$38.00) a day for meals, plus actual expenses for lodging

1 when evidenced by a receipt satisfactory to the Legislative Services
2 Officer, the latter not to exceed the maximum per diem rate for federal
3 employees traveling to the same place, as set out at ~~58 Federal Register~~
4 ~~67950-67964 (December 22, 1993)~~ and at ~~59 Federal Register 23702-~~
5 ~~23709 (May 6, 1994)~~. 65 Federal Register 53484 (September 1, 2000).

6 (4) A member may be reimbursed for registration fees as permitted by the
7 Legislative Services Commission."

8 **SECTION 3.** This act becomes effective upon the convening of the 2003
9 General Assembly.