

# State of South Dakota

SEVENTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 1999

921C0679

## HOUSE ENGROSSED NO. **HB1198** - 2/22/99

**This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsors.**

Introduced by: Representatives Cutler, Crisp, Diedrich (Larry), Haley, Jaspers, Kazmerzak, and Wetz and Senators Kleven, Benson, Frederick, Hutmacher, and Symens

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the expenses of state  
2 officers and employees which are reimbursable.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 3-9-2 be amended to read as follows:

5 3-9-2. The State Board of Finance ~~shall have authority to~~ may fix the maximum amount  
6 which may be allowed per day or fraction of a day as reimbursement for expenses for meals and  
7 lodging necessarily incurred by state officers and employees in the performance of their duties  
8 as such while away from their places of residence or headquarters station, and change such  
9 maximum allowance from time to time as it may deem just and proper under existing conditions.

10 The State Board of Finance ~~shall have authority in its discretion to~~ may authorize reimbursement  
11 on a per diem basis, in lieu of the method described above or any other method provided by law,  
12 and fix the amount per day or fraction of a day which may be allowed, and may from time to time  
13 ~~in its discretion~~ change such amount as it may deem just and proper under existing conditions.

14 The chair of a commission or council created by chapters 38-10, 38-27, 38-29, and 38-32 may  
15 authorize an employee to be reimbursed for actual costs of lodging and meals, excluding

1 alcoholic beverage as defined in subdivision 35-1-1(1) if:

2 (1) The lodging and meals are in furtherance of the state's interests, concerns, and  
3 activities;

4 (2) The activities for which the lodging and meals are required fall within the scope of the  
5 commission's or council's responsibilities; and

6 (3) The employee is performing official duties related to trade servicing or promotional  
7 activities.

8 The authorization shall be made on a form prescribed by the Governor and supported by  
9 receipts and shall accompany the claim filed pursuant to § 3-9-8. The provisions of this section  
10 and the amounts fixed by the State Board of Finance shall prevail notwithstanding the provisions  
11 of other statutes, such as provision that a state officer or employee shall be paid or reimbursed  
12 for his actual and necessary traveling expenses.

1 **BILL HISTORY**

2 1/27/99 First read in House and referred to committee assignment waived. H.J. 212

3 1/28/99 Referred to State Affairs. H.J. 239

4 2/1/99 Scheduled for Committee hearing on this date.

5 2/3/99 Scheduled for Committee hearing on this date.

6 2/5/99 Scheduled for Committee hearing on this date.

7 2/8/99 Scheduled for Committee hearing on this date.

8 2/10/99 Scheduled for Committee hearing on this date.

9 2/12/99 Scheduled for Committee hearing on this date.

10 2/16/99 Scheduled for Committee hearing on this date.

11 2/16/99 State Affairs Do Pass Amended, Passed, AYES 11, NAYS 2. H.J. 557

12 2/17/99 State Affairs Hog Housed.

13 2/19/99 Motion to Amend, Passed. H.J. 650

14 2/19/99 House of Representatives Do Pass Amended, Passed, AYES 57, NAYS 12. H.J. 650