

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 1687
Committee Substitute Favorable 7/18/07

Short Title: Legislative/State Employee Mileage.

(Public)

Sponsors:

Referred to:

April 19, 2007

A BILL TO BE ENTITLED

1
2 AN ACT TO PROVIDE LEGISLATORS WITH THE SAME MILEAGE RATES AS
3 STATE EMPLOYEES AND TO ESTABLISH BOTH STATE EMPLOYEE AND
4 LEGISLATIVE RATES AT THE FEDERAL EMPLOYEE RATE FOR TRAVEL.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 138-6(a)(1) reads as rewritten:

7 "(a) Travel on official business by the officers and employees of State
8 departments, institutions and agencies which operate from funds deposited with the
9 State Treasurer shall be reimbursed at the following rates:

10 (1) For transportation by privately owned automobile, the business
11 standard mileage rate set by the Internal Revenue Service per mile of
12 travel and the actual cost of tolls paid. An agency may require that an
13 employee use a State-provided vehicle and, if one is available but
14 declined, may pay a lower rate. Any other law which sets a mileage
15 rate by referring to the rate set herein, instead establishes a rate of
16 twenty five cents (25¢) per mile. No reimbursement shall be made for
17 the use of a personal car in commuting from an employee's home to
18 his duty station in connection with regularly scheduled work hours.
19 Any designation of an employee's home as his duty station by a
20 department head shall require prior approval by the Office of State
21 Budget and Management on an annual basis.

22"

23 **SECTION 2.** G.S. 120-3.1(a)(1) and (2) read as rewritten:

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

26 (1) A weekly travel allowance for each week or fraction thereof that the
27 General Assembly is in regular or extra session. The amount of the
28 weekly travel allowance shall be calculated for each member by
29 multiplying the actual round-trip mileage from that member's home to

1 the City of Raleigh by the rate per mile which is the business standard
2 mileage rate set by the Internal Revenue Service in ~~Rev. Proc. 93-51,~~
3 ~~December 27, 1993.~~ Rev. Proc. 2006-49, November 20, 2006.

- 4 (2) A travel allowance at the rate which is the business standard mileage
5 rate set by the Internal Revenue Service in ~~Rev. Proc. 93-51,~~
6 ~~December 27, 1993,~~ Rev. Proc. 2006-49, November 20, 2006,
7 whenever the member travels, whether in or out of session, as a
8 representative of the General Assembly or of its committees or
9 commissions, with the approval of the Legislative Services
10 Commission."

11 **SECTION 3.** Sections 1 and 3 of this act become effective September 1,
12 2007. Section 2 of this act becomes effective upon convening of the 2009 Regular
13 Session of the General Assembly.