

**HB0038**

**Per diem rates.**

Sponsored By: Management Council

AN ACT relating to per diem rates; increasing the statutory per diem rate for legislative activities; increasing per diem rates which are based upon the legislative rate; providing for adjustment of the per diem rate; and providing for an effective date.

12/24/2018 Bill Number Assigned  
1/8/2019 H Received for Introduction  
1/8/2019 H Introduced and Referred to H02 - Appropriations  
1/9/2019 H02 - Appropriations:Recommend Amend and Do Pass 7-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Kinner, Larsen, Nicholas, Olsen, Schwartz, Sommers, Walters

**Ayes** 7    **Nays** 0    **Excused** 0    **Absent** 0    **Conflicts** 0

1/9/2019 H Placed on General File

**HB0038HS001/ADOPTED**

Page 2-line 8 Delete "January 1, 2020" and insert "March 15, 2019".  
NICHOLAS, CHAIRMAN

1/10/2019 H COW:Passed

**HB0038H2001/WITHDRAWN**

1/11/2019 H 2nd Reading:Passed

**HB0038H3001/FAILED**

Page 1-line 4 After "rate;" insert "creating a per diem rate for legislative activities during the legislative session;".

Page 1-lines 14 through 16 Delete entirely.

Page 2-lines 1 through 6 Delete entirely and insert:

"(b) The amount to be received by each member of the legislature for expenses shall be ~~one hundred nine dollars (\$109.00) per day.~~ in accordance with the following:

(i) For expenses when the legislature is not in session, one hundred and forty-nine dollars (\$149.00) per day, until such time as the amount is adjusted as provided in this paragraph. The amount shall be adjusted as of July 1 each year by the state auditor to an amount equal to the most recent standard per diem rate established by the United States general services administration for travel within Wyoming;

(ii) For expenses when a member is attending a legislative session, the amount under paragraph (i) of this subsection less thirty dollars (\$30.00) per day;

(iii) Reference to legislative per diem in any statute establishing the amount of per diem to be paid to a person who is not a legislator, shall be deemed a reference only to the rate of legislative per diem under paragraph (i) of this subsection." BARLOW, EYRE, FLITNER

**HB0038H3002/WITHDRAWN**

1/14/2019 H 3rd Reading:Passed 42-17-1-0-0

**ROLL CALL**

**Ayes:** Representative(s) Barlow, Blackburn, Blake, Brown, Burkhart, Burlingame, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Eklund, Eyre, Flitner, Freeman, Greear, Haley, Hallinan, Harshman, Hunt, Kinner, Kirkbride, Larsen, Lindholm, Loucks, MacGuire, Newsome, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Roscoe, Schwartz, Simpson, Sommers, Sweeney, Walters, Winter, Yin, Zwonitzer

**Nays:** Representative(s) Clausen, Clem, Edwards, Furphy, Gray, Jennings, Laursen, Miller, Piiparinen, Pownall, Salazar, Stith, Styvar, Tass, Washut, Western, Wilson

**Excused:** Representative Henderson

**Ayes 42 Nays 17 Excused 1 Absent 0 Conflicts 0**

1/17/2019 S Received for Introduction

1/30/2019 S Introduced and Referred to S02 - Appropriations

1/31/2019 S02 - Appropriations:Recommend Do Pass 4-1-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Agar, Gierau, Hicks, Kinskey

**Nays:** Senator Bebout

**Ayes 4 Nays 1 Excused 0 Absent 0 Conflicts 0**

1/31/2019 S Placed on General File

2/7/2019 S COW:Passed

**HB0038S2001/ADOPTED**

**(TO ENGROSSED COPY)**

**(CORRECTED CORRECTED COPY)**

Page 2-line 3 After "auditor" insert ":(i)".

Page 2-line 6 After "Wyoming" delete "." and insert "for members of the legislature not specified in paragraph (ii) of this subsection and for persons receiving per diem pursuant to this section as provided by law;".

Page 2-after line 6 Insert:

"(ii) To an amount equal to fifty percent (50%) of the total per diem allowance specified in paragraph (i) of this subsection during the period that the legislature is in session for a member of the legislature whose primary residence is within twenty-five (25) miles of the Wyoming capitol building;".

BOUCHARD, HUTCHINGS, PAPPAS

2/8/2019 S 2nd Reading:Passed

**HB0038S3001/FAILED**

**(TO ENGROSSED COPY)**

Page 2-after line 6 In the Bouchard, et al. second reading amendment (HB0038S2001/ACCE) to this line, delete "twenty-five (25) miles" and insert "forty (40) miles". ELLIS

**ROLL CALL**

**Ayes:** Senator(s) Anderson, Anselmi-Dalton, Baldwin, Boner, Case, Ellis, Gierau, Kost, Rothfuss, Schuler

**Nays:** Senator(s) Agar, Bebout, Biteman, Bouchard, Coe, Dockstader, Driskill, Hicks, Hutchings, James, Kinskey, Landen, Moniz, Pappas, Perkins, Scott, Steinmetz, Von Flatern, Wasserburger

**Excused:** Senator Nethercott

**Ayes 10 Nays 19 Excused 1 Absent 0 Conflicts 0**

2/11/2019 S 3rd Reading:Failed 12-17-1-0-0

**ROLL CALL**

**Ayes:** Senator(s) Anderson, Anselmi-Dalton, Baldwin, Coe, Gierau, Hicks, Moniz, Pappas, Perkins, Rothfuss, Scott, Von Flatern

**Nays:** Senator(s) Agar, Bebout, Biteman, Boner, Bouchard, Case, Dockstader, Driskill, Ellis, Hutchings, James, Kinskey, Kost, Landen, Schuler, Steinmetz, Wasserburger

**Excused:** Senator Nethercott

**Ayes** 12      **Nays** 17      **Excused** 1      **Absent** 0      **Conflicts** 0

2/11/2019 S 3rd Reading:Bill Reconsideration Motion Passed by Roll Call 18-11-1-0-0

**ROLL CALL**

**Ayes:** Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Case, Coe, Driskill, Gierau, Hicks, Kost, Landen, Moniz, Pappas, Perkins, Rothfuss, Schuler, Scott, Von Flatern

**Nays:** Senator(s) Bebout, Biteman, Boner, Bouchard, Dockstader, Ellis, Hutchings, James, Kinskey, Steinmetz, Wasserburger

**Excused:** Senator Nethercott

**Ayes** 18      **Nays** 11      **Excused** 1      **Absent** 0      **Conflicts** 0

2/11/2019 S 3rd Reading:Passed 16-13-1-0-0

**ROLL CALL**

**Ayes:** Senator(s) Anderson, Anselmi-Dalton, Baldwin, Coe, Driskill, Gierau, Hicks, Kost, Landen, Moniz, Pappas, Perkins, Rothfuss, Schuler, Scott, Von Flatern

**Nays:** Senator(s) Agar, Bebout, Biteman, Boner, Bouchard, Case, Dockstader, Ellis, Hutchings, James, Kinskey, Steinmetz, Wasserburger

**Excused:** Senator Nethercott

**Ayes** 16      **Nays** 13      **Excused** 1      **Absent** 0      **Conflicts** 0

2/11/2019 H Received for Concurrence

2/12/2019 H Concur:Passed 32-27-1-0-0

**ROLL CALL**

**Ayes:** Representative(s) Barlow, Blackburn, Blake, Burkhart, Burlingame, Clausen, Clem, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Freeman, Greear, Hallinan, Hunt, Kinner, Kirkbride, Laursen, MacGuire, Miller, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Roscoe, Schwartz, Sommers, Stith, Western, Yin

**Nays:** Representative(s) Brown, Edwards, Eklund, Eyre, Flitner, Furphy, Gray, Haley, Harshman, Henderson, Jennings, Larsen, Lindholm, Loucks, Newsome, Piiparinen, Pownall, Salazar, Simpson, Styvar, Sweeney, Tass, Walters, Washut, Wilson, Winter, Zwonitzer

**Excused:** Representative Northrup

**Ayes** 32      **Nays** 27      **Excused** 1      **Absent** 0      **Conflicts** 0

2/12/2019 Assigned Number HEA No. 0021

2/12/2019 H Speaker Signed HEA No. 0021

2/12/2019 S President Signed HEA No. 0021

2/15/2019 Veto Message Received

2/15/2019 Governor Vetoed HEA No. 0021