

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005**

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**HOUSE BILL 56  
Committee Substitute Favorable 3/21/05**

Short Title: Update Legislative Mileage.

(Public)

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Sponsors:

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Referred to:

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February 3, 2005

A BILL TO BE ENTITLED

1 AN ACT TO UPDATE THE LEGISLATIVE MILEAGE ALLOWANCE TO BE THE  
2 SAME AS THAT PROVIDED TO STATE EMPLOYEES.  
3

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 120-3.1(a) reads as rewritten:

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

8 (1) A weekly travel allowance for each week or fraction thereof that the  
9 General Assembly is in regular or extra session. The amount of the  
10 weekly travel allowance shall be calculated for each member by  
11 multiplying the actual round-trip mileage from that member's home to  
12 the City of Raleigh by the rate per mile which is the business standard  
13 mileage rate set by the Internal Revenue Service in ~~Rev. Proc. 93-51,~~  
14 ~~December 27, 1993.~~ Rev. Proc. 2004-64, December 6, 2004.

15 (2) A travel allowance at the rate which is the business standard mileage  
16 rate set by the Internal Revenue Service in ~~Rev. Proc. 93-51,~~  
17 ~~December 27, 1993,~~ Rev. Proc. 2004-64, December 6, 2004, whenever  
18 the member travels, whether in or out of session, as a representative of  
19 the General Assembly or of its committees or commissions, with the  
20 approval of the Legislative Services Commission.

21 (3) A subsistence allowance for meals and lodging at a daily rate equal to  
22 the maximum per diem rate for federal employees traveling to Raleigh,  
23 North Carolina, as set out at 58 Federal Register 67959 (December 22,  
24 1993), while the General Assembly is in session and, except as  
25 otherwise provided in this subdivision, while the General Assembly is  
26 not in session when, with the approval of the Speaker of the House of  
27 Representatives in the case of Representatives or the President Pro  
28 Tempore of the Senate in case of Senators, the member is:

- 1                   a.     Traveling as a representative of the General Assembly or of its  
2                             committees or commissions, or  
3                   b.     Otherwise in the service of the State.

4                    A member who is authorized to travel, whether in or out of session,  
5                    within the United States outside North Carolina, may elect to receive,  
6                    in lieu of the amount provided in the preceding paragraph, a  
7                    subsistence allowance of twenty-six dollars (\$26.00) a day for meals,  
8                    plus actual expenses for lodging when evidenced by a receipt  
9                    satisfactory to the Legislative Services Officer, the latter not to exceed  
10                   the maximum per diem rate for federal employees traveling to the  
11                   same place, as set out at 58 Federal Register 67950-67964 (December  
12                   22, 1993) and at 59 Federal Register 23702-23709 (May 6, 1994).

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

15                   **SECTION 2.** This act becomes effective upon convening of the 2007  
16 Regular Session of the General Assembly.