_____ BILL NO. _____

INTRODUCED BY _____

A BILL FOR AN ACT ENTITLED: “AN ACT REVISING COMPENSATION OF DEPUTY SHERIFFS; ALLOWING FOR A NEGOTIATED AGREEMENT BETWEEN THE SHERIFF, COUNTY COMMISSION, AND APPLICABLE COLLECTIVE BARGAINING UNIT; AND AMENDING SECTION 7-4-2508, MCA.”

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 7-4-2508, MCA, is amended to read:

"**7-4-2508. Compensation of undersheriff and deputy sheriff -- definitions.** (1) The sheriff shall fix the compensation of the undersheriff at 98% of the salary of that sheriff.

(2) (a) The sheriff shall fix the compensation of the deputy sheriff based on a percentage of the salary of that sheriff according to the following schedule:

In counties with a population of:

Below 15,000	85% to 97%
15,000 to 29,999	76% to 97%
30,000 to 74,999	74% to 97%
75,000 and over	72% to 97%

(b) The sheriff shall adjust the compensation of the deputy sheriff within the range prescribed in subsection (2)(a) according to a rank structure in the office.

(3) (a) The sheriff may supersede the compensation structure in subsection (2) pursuant to a negotiated agreement between the sheriff and the county commission. The applicable collective bargaining unit, if any, must be a party to the negotiated agreement.

(b) An agreement provided for in subsection (3)(a) must take effect on the first day of a county's fiscal year. The agreement may not be for a term greater than 5 years.

~~(3)~~ (4) For the purposes of this section, the following definitions apply:

(a) "Compensation" means the base rate of pay and does not mean longevity payments or

payments for hours worked overtime.

(b) "Salary of that sheriff" means the total salary provided for in 7-4-2503(1), (2)(b), and (2)(c)."

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