



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2023 Biennium

Bill # SB0238

Title: Revise compensation for sheriffs, undersheriffs, and deputy sheriffs

Primary Sponsor: Gauthier, Terry

Status: As Introduced

- Significant Local Gov Impact Needs to be included in HB 2 Technical Concerns
 Included in the Executive Budget Significant Long-Term Impacts Dedicated Revenue Form Attached

FISCAL SUMMARY

	<u>FY 2022</u> <u>Difference</u>	<u>FY 2023</u> <u>Difference</u>	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance:	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Description of fiscal impact: This bill has no fiscal impact to the state.

FISCAL ANALYSIS

Local Government Impacts:


Montana Association of Counties

- SB 328 increases the pay matrix for an undersheriff immediately and allows for permissible pay increases for all deputies by changing the percentage of pay allowed in statute from 90% of the sheriff's wage to 95% of the sheriff's wage for all categories of categories under 7-4-2508, MCA.
- Collective bargaining agreements and wage/pay plans may currently determine pay, SB 328 may affect these pay schedules.
- SB 328 provides for an automatic 1% pay increase for every year of service, regardless of recommendations from a salary compensation board or adoption by a Board of County Commissioners. Because sheriff deputy pay is currently tied to the sheriff, who is tied to the base elected official, only when the compensation board recommends, and the commission approved an increase in pay does the 1% longevity get distributed to the deputies. When the compensation board recommends and the commission adopts a pay increase, the sheriff receives the increase, plus the 1%. The deputies receive the increase proportional to their pay, plus the 1%.
- The provision allowing an increase to the sheriff's pay under 7-4-2503, MCA, will impact all deputy pay as the increase will be factored into the base sheriff wage and this distributed proportionally to the deputies.

5. The overall fiscal impact from the bill cannot be determined. This bill may require local governments to spend additional sums for which no specific means of financing are provided. Section 1-2-112, MCA, provides that bills that have such an impact may not be introduced.

Technical Notes:

1. In accordance with 2-18-303, MCA, the salaries for officers in the Montana Highway Patrol are set based upon a salary survey of county sheriff's offices in eight counties. To the extent that deputy sheriff pay in these eight counties is increased, it will have a potential increase to the results of the salary survey in the following biennium for the Montana Highway Patrol.



Sponsor's Initials

Date

KA

Budget Director's Initials

2/16/21

Date