

IN THE SENATE

SENATE BILL NO. 1216

BY LOCAL GOVERNMENT AND TAXATION COMMITTEE

AN ACT

1 RELATING TO COMPENSATION OF FIRE PROTECTION DISTRICT COMMISSIONERS; AMEND-
2 ING SECTION 31-1421, IDAHO CODE, TO REVISE THE MAXIMUM AMOUNT OF COM-
3 PENSATION FOR PERFORMING FIRE DISTRICT BUSINESS BY FIRE PROTECTION DIS-
4 TRICT COMMISSIONERS, TO PROVIDE FOR SPECIAL COMPENSATION UPON A DECLA-
5 RATION OF EMERGENCY OR DISASTER WITHIN THE FIRE PROTECTION DISTRICT AND
6 TO MAKE TECHNICAL CORRECTIONS.
7

8 Be It Enacted by the Legislature of the State of Idaho:

9 SECTION 1. That Section 31-1421, Idaho Code, be, and the same is hereby
10 amended to read as follows:

11 31-1421. COMPENSATION AND BENEFITS -- EXPENSES -- LIABILITY. (1) Fire
12 protection district commissioners may receive reasonable compensation for
13 their services as commissioners. The fire protection board shall fix com-
14 missioner benefits and compensation for the fiscal year. Compensation for
15 performing district business shall not exceed ~~seventy-five~~ one hundred dol-
16 lars (\$~~75.00~~100) per day. If a city, county, state or federal declaration
17 of emergency or disaster exists within the boundaries of the fire protec-
18 tion district, the board may set special compensation for commissioners by
19 a resolution that shall be applied to commissioner compensation only upon a
20 majority vote of the board and shall continue only for as long as the city,
21 county, state or federal declaration of emergency or disaster remains in
22 effect within the boundaries of the fire protection district. District
23 business shall include time spent preparing for and attending regular and
24 special board meetings and meetings of committees established by the board.
25 Additional compensation, if approved by a majority of the fire protection
26 board, may be calculated for commissioners who attend county or state agency
27 meetings, educational classes, seminars, and other miscellaneous district
28 business. Commissioners may also participate in the district's employee
29 benefit package in the same manner as employees or volunteers. Any proposed
30 commissioner benefits and annual compensation shall be published as a sepa-
31 rate line item in the annual budget of the fire protection district.

32 (2) Actual expenses of commissioners for travel, and other district ex-
33 penses approved by the board, shall be paid to the commissioners in addition
34 to their annual compensation and benefits. The payment for expenses shall be
35 paid from the funds of the fire protection district on either a per diem basis
36 or upon the presentation of itemized receipts to the treasurer.

37 (3) The board shall fix the annual compensation and benefits to be paid
38 to the other officers, agents and employees of the fire district, which shall
39 be paid out of the treasury of the fire district.

40 (4) The district shall be liable and responsible for the actions and
41 omissions of the commissioners, officers, agents and employees of the dis-
42 trict, when the commissioners, officers, agents and employees are perform-

1 ing their duties within the course and scope of their employment with the
2 district, and on behalf of the district.