

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2021**

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**HOUSE BILL 1078**

Short Title:   Modify Mileage and Per Diem. (Public)

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Sponsors:   Representatives Logan and Carney (Primary Sponsors).  
*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

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Referred to:  Rules, Calendar, and Operations of the House

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May 27, 2022

A BILL TO BE ENTITLED  
AN ACT TO SET 2023 LEGISLATOR MILEAGE AND PER DIEM AT 2021 FEDERAL  
RATES.

The General Assembly of North Carolina enacts:

**SECTION 1.** Effective upon the convening of the 2023 General Assembly and applicable to travel occurring on or after that date, G.S. 120-3.1(a) reads as rewritten:

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

(1) A weekly travel allowance for each week or fraction thereof that the General Assembly is in regular or extra session. The amount of the weekly travel allowance shall be calculated for each member by multiplying the actual round-trip mileage from that member's home to the City of Raleigh by the rate per mile which is the business standard mileage rate set by the Internal Revenue Service in Rev. Proc. 93-51, December 27, 1993, IR-2020-279, December 22, 2020.

(2) A travel allowance at the rate which is the business standard mileage rate set by the Internal Revenue Service in Rev. Proc. 93-51, December 27, 1993, IR-2020-279, December 22, 2020, whenever the member travels, whether in or out of session, as a representative of the General Assembly or of its committees or commissions, with the approval of the Legislative Services Commission.

(3) A subsistence allowance for meals and lodging at a daily rate equal to the maximum per diem rate for federal employees traveling to Raleigh, North Carolina, as set out at 58 Federal Register 67959 (December 22, 1993), 86 Federal Register 45731 (August 16, 2021), while the General Assembly is in session and, except as otherwise provided in this subdivision, while the General Assembly is not in session when, with the approval of the Speaker of the House of Representatives in the case of Representatives or the President Pro Tempore of the Senate in case of Senators, the member is:

a. Traveling as a representative of the General Assembly or of its committees or commissions, or

b. Otherwise in the service of the State.

A member who is authorized to travel, whether in or out of session, within the United States outside North Carolina, may elect to receive, in lieu of the amount provided in the preceding paragraph, a subsistence allowance



1 of twenty-six dollars (\$26.00) a day for meals, plus actual expenses for  
2 lodging when evidenced by a receipt satisfactory to the Legislative Services  
3 Officer, the latter not to exceed the maximum per diem rate for federal  
4 employees traveling to the same place, as set out at ~~58 Federal Register~~  
5 ~~67950-67964 (December 22, 1993)~~ and at ~~59 Federal Register 23702-23709~~  
6 ~~(May 6, 1994)~~; 83 Federal Register 45731 (August 16, 2021).  
7 (4) A member may be reimbursed for registration fees as permitted by the  
8 Legislative Services Commission."  
9 **SECTION 2.** Except as otherwise provided, this act is effective when it becomes  
10 law.