



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-4371/1  
MPG:amn

## 2015 SENATE BILL 555

January 12, 2016 – Introduced by LAW REVISION COMMITTEE. Referred to Committee on Senate Organization.

1     **AN ACT** *to amend* 321.35 (1) of the statutes; **relating to:** the mileage  
2             reimbursement rate for travel expenses of national guard members on state  
3             active duty (suggested as remedial legislation by the Department of Military  
4             Affairs).

---

***Analysis by the Legislative Reference Bureau***

Under one provision in current law, a member of the national guard who is called into state active duty may receive the same amount of travel expenses as the federal government pays to an officer or enlisted member of equal rank in the corresponding branch of the U.S. armed forces. A separate provision in current law prohibits mileage reimbursement that exceeds the mileage reimbursement rate for state employees, which may be less than the federal rate.

This bill authorizes mileage reimbursement at the federal rate for a member of the national guard who is called into state active duty regardless of the applicable rate for state employees.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

**SENATE BILL 555**

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Military Affairs and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

**1 SECTION 1.** 321.35 (1) of the statutes is amended to read:

**2 321.35 (1)** Every officer and enlisted person on state active duty in the national  
**3 guard** shall receive the base pay, allowances, and, notwithstanding ss. 16.53 (12) (c)  
**4 and (d)** and 20.916 (8) and (9), travel expenses of an officer or enlisted person of equal  
**5 rank** in the corresponding branch of the U.S. armed forces.

NOTE: This bill creates an exception for members of the national guard on state active duty to the prohibition against the Department of Administration approving for payment certain travel expenses exceeding the auto mileage rates set for state employees under s. 20.916 (4) (a) and (e), stats.

**6 (END)**