

RESOLUTION NO. 92-10-01

PER DIEM EXPENSES - MEALS

WHEREAS, the New Mexico Legislature, per NMSA 10-8-4, provides for the payment of per diem and mileage paid to public officials and employees, and

WHEREAS, public officials and employees are frequently required to travel away from their place of business for partial days, without an overnight stay, and

WHEREAS, public officials and employees are required to purchase meals during day-time travel,

NOW, THEREFORE, BE IT RESOLVED, that advance per diem for meal expenses for public officers and employees of Grant County will be distributed as follows:

<u>MILES TRAVELED</u>	<u>TOTAL TRAVEL TIME</u>	<u>PER DIEM ALLOWED</u>
15+	At least 4 hours but less than 8 hours	\$15.00
15+	8 hours or more	\$22.50

UNANIMOUSLY PASSED, APPROVED and ADOPTED by the BOARD of GRANT COUNTY COMMISSIONERS on this 1st day of October, 1992.

BOARD OF COMMISSIONERS OF
GRANT COUNTY

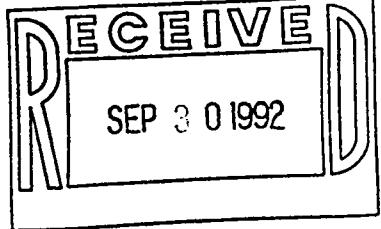
Manuel T. Serna
Manuel T. Serna, Chairman

David D. Diaz
David D. Diaz, Member

Carl W. Scholl
Carl W. Scholl, Member

ATTEST:

Mary Ann C. Carrillo
Mary Ann C. Carrillo
Grant County Clerk
By: Jennifer Dill, Deputy



Office of the District Attorney

Michael J. Lewis
District Attorney

Sixth Judicial District
GRANT, LUNA, HIDALGO COUNTIES

September 29, 1992

Mr. Luis Cardoza
Grant County Manager
PO Box 898
Silver City, NM 88062

- GRANT COUNTY COURTHOUSE
P.O. Box 1025
Silver City, New Mexico 88062-1025
PHONE: (505) 388-1941
FAX: 505-388-5184
- LUNA COUNTY COURTHOUSE
P.O. Box 1798
Deming, New Mexico 88031
PHONE: (505) 546-6526
- HIDALGO COUNTY COURTHOUSE
P.O. Box 756
Lordsburg, New Mexico 88045-0756
PHONE: (505) 542-3260
FAX: 505-542-3414

Re: Per Diem Expenses - Resolution

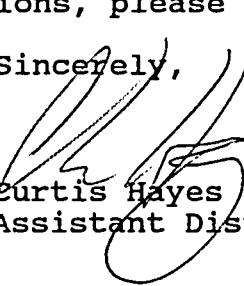
Dear Mr. Cardoza:

NMSA 10-8-4(H) provides that the rate of partial day per diem is set in accordance with regulations of the department of finance ad administration or the governing board. Carolyn Wolf, attorney for D.F.A. has advised me that D.F.A. does not purport to set partial day per diem for local government. Therefore, the resolution is in compliance with state law.

However, it should also be noted that according to Ms. Wolf, if partial day per diem is paid for time spent away from the office during normal working hours, it is taxable compensation and taxes should be withheld.

If you have further questions, please contact me.

Sincerely,


Curtis Hayes
Assistant District Attorney

CH:sh