

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2610 Session of
1976

INTRODUCED BY WHELAN, AUGUST 16, 1976

REFERRED TO COMMITTEE ON JUDICIARY, AUGUST 16, 1976

AN ACT

1 Amending the act of June 1, 1956 (P.L.1959, No.657), entitled,
2 as amended, "An act fixing the salaries and compensation of
3 the Chief Justice and judges of the Supreme Court, the
4 President Judge and judges of the Superior Court, the judges
5 of the courts of common pleas, the judges of the orphans'
6 courts, the judges of the County Court of Philadelphia and
7 the judges of the County Court and Juvenile Court of
8 Allegheny County, certain associate judges not learned in the
9 law, certain state officers, and the salary and expenses of
10 the members of the General Assembly, and repealing certain
11 inconsistent acts," further providing for the Compensation
12 Commission to grant cost-of-living increases.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 Section 1. Subsection (b) of section 14.2, act of June 1,
16 1956 (P.L.1959, No.657), entitled, as amended, "An act fixing
17 the salaries and compensation of the Chief Justice and judges of
18 the Supreme Court, the President Judge and judges of the
19 Superior Court, the judges of the courts of common pleas, the
20 judges of the orphans' courts, the judges of the County Court of
21 Philadelphia and the judges of the County Court and Juvenile
22 Court of Allegheny County, certain associate judges not learned
23 in the law, certain state officers, and the salary and expenses

1 of the members of the General Assembly, and repealing certain
2 inconsistent acts," added June 29, 1976 (No.111), is amended to
3 read:

4 Section 14.2. * * *

5 (b) The commission shall make an exhaustive study of the
6 salaries, [emoluments,] mileage, per diem, travel and other
7 expense allowances and reimbursements of the Governor, the
8 Lieutenant Governor, the cabinet officers, the Auditor General
9 and the State Treasurer, the justices and judges of the Supreme
10 Court, the Superior Court, the Commonwealth Court, the courts of
11 common pleas, the Municipal Court of Philadelphia and the
12 Traffic Court of Philadelphia, and the officers and members of
13 the General Assembly. As soon as is practicable after the
14 effective date of this act for the initial report, and
15 thereafter for subsequent reports no later than 31 days before
16 the commencement of each term of the members of the General
17 Assembly, the commission shall submit to the Governor, the Chief
18 Justice, the President pro tempore of the Senate and the Speaker
19 of the House of Representatives its report establishing [such
20 salaries, emoluments,] appropriate cost-of-living increases,
21 mileage, per diem, travel and other expense allowances.

22 Any per centum cost-of-living increase established by the
23 commission shall not exceed the percentage point difference
24 between the seasonably adjusted United States Bureau Labor
25 Standards Consumer Price Index (all items) for the month of July
26 of the year immediately preceding the contemplated effective
27 date when such increase becomes payable and the index for the
28 base period.

29 Base period shall be the seasonably adjusted value for July,
30 1975, or the most recent July used to calculate the cost-of-

1 living increase immediately preceding the latest commission
2 recommendation, or the first month in which a salary increase
3 preceding the latest commission recommendation became payable,
4 whichever is later.

5 The initial report shall take effect immediately, unless,
6 within 30 days following the date of submission thereof the
7 General Assembly shall, by concurrent resolution reject the
8 report, in whole or part, or enacts legislation as hereinafter
9 provided in this section. Reports submitted subsequent to the
10 initial report shall take effect and have the force and effect
11 of law at the beginning of the first pay period of the
12 subsequent term of the General Assembly or the date of
13 assumption of office of persons affected thereby after such
14 date, unless within 30 days following the date of submission
15 thereof, the General Assembly shall, by concurrent resolution,
16 reject the said report, in whole or in part, or unless within
17 said period the General Assembly shall enact legislation which
18 establishes a rate of pay or allowance differing from that
19 recommended by said report in whole or in part, that portion of
20 the report which is not inconsistent with the resolution or
21 legislation so adopted shall have the force and effect of law as
22 herein provided. Nothing herein shall restrict the power of the
23 General Assembly to enact, by bill, any rate of pay or allowance
24 in the absence of any report or differing from any report.

25 Section 2. This act shall take effect immediately.