

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1074 Session of 2011

INTRODUCED BY BRUBAKER, RAFFERTY, ORIE, VOGEL, ERICKSON, PIPPY,  
SCHWANK, D. WHITE, BREWSTER, MENSCH, EARLL, FARNESE AND  
SMUCKER, JUNE 3, 2011

REFERRED TO STATE GOVERNMENT, JUNE 3, 2011

AN ACT

1 Amending the act of September 30, 1983 (P.L.160, No.39),  
2 entitled "An act establishing salaries and compensation of  
3 certain public officials including justices and judges of  
4 Statewide courts, judges of courts of common pleas, judges of  
5 the Philadelphia Municipal Court, judges of the Philadelphia  
6 Traffic Court, district justices and the Governor, the  
7 Lieutenant Governor, the State Treasurer, the Auditor  
8 General, the Attorney General and certain other State  
9 officers and the salary and certain expenses of the members  
10 of the General Assembly; and repealing certain inconsistent  
11 acts," further providing for judicial compensation, for  
12 executive compensation and for legislative compensation.

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

15 Section 1. Section 2.1 of the act of September 30, 1983  
16 (P.L.160, No.39), known as the Public Official Compensation Law,  
17 reenacted and amended November 16, 2005 (P.L.385, No.72), is  
18 amended to read:

19 Section 2.1. Judicial salaries.

20 (a) Supreme Court.--The annual salary of the Chief Justice  
21 of the Supreme Court shall be \$123,000, and the annual salary of  
22 each of the other justices of the Supreme Court shall be

1 \$119,750.

2 (b) Superior Court.--The annual salary of the President  
3 Judge of the Superior Court shall be \$117,750, and the annual  
4 salary of the other judges of the Superior Court shall be  
5 \$116,000.

6 (c) Commonwealth Court.--The annual salary of the President  
7 Judge of the Commonwealth Court shall be \$117,750. The annual  
8 salary of each of the other judges of the Commonwealth Court  
9 shall be \$116,000.

10 (d) Courts of common pleas.--

11 (1) The annual salary of a president judge of a court of  
12 common pleas shall be fixed in accordance with the following  
13 schedule:

14 (i) Allegheny County, \$106,000.

15 (ii) Philadelphia County, \$106,500.

16 (iii) Judicial districts having six or more judges,  
17 \$105,000.

18 (iv) Judicial districts having three to five judges,  
19 \$104,500.

20 (v) Judicial districts having one or two judges,  
21 \$104,000.

22 (vi) Administrative judges of the divisions of the  
23 Court of Common Pleas of Philadelphia County with  
24 divisions of six or more judges, \$105,000.

25 (vii) Administrative judges of the divisions of the  
26 Court of Common Pleas of Philadelphia County with  
27 divisions of five or less judges, \$104,500.

28 (viii) Administrative judges of the divisions of the  
29 Court of Common Pleas of Allegheny County with divisions  
30 of six or more judges, \$105,000.

(ix) Administrative judges of the divisions of the Court of Common Pleas of Allegheny County with divisions of five or less judges, \$104,500.

(2) The other judges of the courts of common pleas shall be paid an annual salary of \$104,000.

(e) Philadelphia Municipal Court.--The President Judge of the Philadelphia Municipal Court shall receive an annual salary of \$103,000. The annual salary for the other judges of the Philadelphia Municipal Court shall be \$101,250.

(f) Philadelphia Traffic Court.--The President Judge of the Philadelphia Traffic Court shall receive an annual salary of \$55,000. The annual salary for the other judges of the Philadelphia Traffic Court shall be \$54,500.

(g) Magisterial district judges.--A magisterial district judge shall receive an annual salary payable by the Commonwealth of \$51,500.

(h) Senior judges.--The compensation of the senior judges pursuant to 42 Pa.C.S. § 4121 (relating to assignment of judges) shall be \$315 per day. In any calendar year the amount of compensation which a senior judge shall be permitted to earn as a senior judge shall not when added to retirement income paid by the Commonwealth for such senior judge exceed the compensation payable by the Commonwealth to a judge then in regular active service on the court from which said senior judge retired. A senior judge who so elects may serve without being paid all or any portion of the compensation provided by this section.

(i) Annual cost-of-living adjustment.--[Beginning]

(1) Except as set forth in paragraph (2), beginning  
January 1, 1997, and each January 1 thereafter, the annual salaries under subsections (a) through (h) shall be increased

1 by the percentage change in the Consumer Price Index for All  
2 Urban Consumers (CPI-U) for the Pennsylvania, New Jersey,  
3 Delaware and Maryland area for the most recent 12-month  
4 period for which figures have been officially reported by the  
5 United States Department of Labor, Bureau of Labor Statistics  
6 immediately prior to the date the adjustment is due to take  
7 effect. The percentage increase and salary amounts shall be  
8 determined prior to the annual effective date of the  
9 adjustment by the Supreme Court and shall be published in the  
10 Pennsylvania Bulletin by the Court Administrator of  
11 Pennsylvania within 20 days of the date the determination is  
12 made.

13 (2) For the period beginning January 1, 2012, and ending  
14 December 31, 2013, the cost-of-living adjustment shall be  
15 zero.

16 Section 2. Section 3 of the act, amended October 19, 1995  
17 (P.L.324, No.51), and reenacted and amended November 16, 2005  
18 (P.L.385, No.72), is amended to read:

19 Section 3. Compensation of Governor and Lieutenant Governor;  
20 State Treasurer; Auditor General; Attorney General;  
21 Commissioners of the Pennsylvania Public Utility  
22 Commission; and heads of departments.

23 (a) The Governor, the Lieutenant Governor and Cabinet.--The  
24 annual salaries of the Governor, the Lieutenant Governor and the  
25 heads of the departments shall be as follows: Governor,  
26 \$125,000; Lieutenant Governor, \$105,000; Adjutant General,  
27 \$90,000; Secretary of Aging, \$95,000; Secretary of Agriculture,  
28 \$90,000; Secretary of Banking, \$90,000; Secretary of Community  
29 and Economic Development, \$95,000; Secretary of the  
30 Commonwealth, \$90,000; Secretary of Education, \$100,000;

1 Secretary of Environmental Protection, \$100,000; Secretary of  
2 General Services, \$95,000; Secretary of Health, \$100,000;  
3 Insurance Commissioner, \$90,000; Secretary of Labor and  
4 Industry, \$100,000; Secretary of Public Welfare, \$100,000;  
5 Secretary of Revenue, \$95,000; State Police Commissioner,  
6 \$95,000; Secretary of Transportation, \$100,000; Secretary of  
7 Corrections, \$100,000; Secretary of Conservation and Natural  
8 Resources \$95,000.

9 (b) Compensation of State Treasurer, Auditor General and  
10 Attorney General.--The annual salaries of the State Treasurer,  
11 Auditor General and Attorney General shall be as follows: State  
12 Treasurer, \$104,000; Auditor General, \$104,000; Attorney  
13 General, \$104,000.

14 (b.1) Compensation of members of boards and commission.--The  
15 annual salaries of the members of boards and commission shall be  
16 as follows: member of the Liquor Control Board, \$48,800;  
17 Chairman of the Liquor Control Board, \$50,800; member of the  
18 Civil Service Commission, \$40,625; Chairman of the Civil Service  
19 Commission, \$40,625; member of the State Tax Equalization Board,  
20 \$16,250; Chairman of the State Tax Equalization Board, \$17,500;  
21 member of Milk Marketing Board, \$15,625; Chairman of Milk  
22 Marketing Board, \$16,250; member of the Securities Commission,  
23 \$15,000; Chairman of the Securities Commission, \$16,250; member  
24 of the Athletic Commission, \$12,500; Chairman of the Athletic  
25 Commission, \$13,125; member of the Board of Pardons, \$11,500;  
26 Chairman of the Board of Claims, \$84,800; member of the Board of  
27 Claims, \$80,800.

28 (c) Additional compensation prohibited.--Neither the  
29 Governor, Lieutenant Governor, State Treasurer, Auditor General  
30 or Attorney General nor the head of any administrative

department nor member of any board or commission referenced herein, shall receive any additional compensation for any services rendered to the Commonwealth in any capacity.

(d) Compensation of commissioners of the Pennsylvania Public Utility Commission.--Each of the commissioners of the Pennsylvania Public Utility Commission shall receive an annual salary commensurate with the annual salary received by the Secretary of Commerce, except the chairman, who shall receive an additional \$2,500 per year.

(e) Annual cost-of-living adjustment.--[Beginning]

(1) Except as set forth in paragraph (2), beginning  
January 1, 1997, and each January 1 thereafter, the stated annual salaries of the Governor and Lieutenant Governor, the State Treasurer, the Auditor General, the Attorney General and the heads of the departments and members of boards and commissions denoted herein shall be increased by an annual cost-of-living increase calculated by applying the percentage change in the Consumer Price Index for All Urban Consumers (CPI-U) for the Pennsylvania, New Jersey, Delaware and Maryland area, for the most recent 12-month period for which figures have been officially reported by the United States Department of Labor, Bureau of Labor Statistics immediately prior to the date the adjustment is due to take effect, to the then current salary amounts authorized. The percentage increase and the salary amounts shall be determined by the Governor prior to the annual effective date of the adjustment and shall be published by the Secretary of the Budget in the Pennsylvania Bulletin within ten days of the date the determination is made.

(2) For the period beginning January 1, 2012, and ending

December 31, 2013, the cost-of-living adjustment shall be  
zero.

Section 3. Section 4(d) and (d.1) of the act, reenacted  
November 16, 2005 (P.L.385, No.72), are amended to read:

Section 4. Members of the General Assembly.

\* \* \*

(d) Subsequent annual cost-of-living adjustment for  
members.--[For]

(1) Except as set forth in paragraph (2), for the 12-  
month period beginning December 1, 1997, through November 30,  
1998, and for each like 12-month period thereafter, the  
salary of the members of the General Assembly shall be  
increased by an annual cost-of-living adjustment calculated  
by applying the percentage change in the Consumer Price Index  
for All Urban Consumers (CPI-U) for the Pennsylvania, New  
Jersey, Delaware and Maryland area, for the most recent 12-  
month period for which figures have been officially reported  
by the United States Department of Labor, Bureau of Labor  
Statistics immediately prior to the date the adjustment is  
due to take effect, to the then current salary amounts. The  
percentage increase and the new salary amounts shall be  
determined jointly by the Chief Clerk of the Senate and the  
Chief Clerk of the House of Representatives prior to the  
annual effective date of the adjustment and shall be  
published by them in the Pennsylvania Bulletin within ten  
days of the date such determination is made.

(2) For the period beginning January 1, 2012, and ending  
December 31, 2013, the cost-of-living adjustment shall be  
zero.

(d.1) Subsequent annual cost-of-living adjustment for

1 officers and leaders.--[For]

2       (1) Except as set forth in paragraph (2), for the 12-  
3 month period beginning December 1, 1997, through November 30,  
4 1998, and for each like 12-month period thereafter, the  
5 additional compensation of the officers and leaders of the  
6 General Assembly shall be increased by an annual cost-of-  
7 living adjustment calculated by applying the percentage  
8 change in the Consumer Price Index for All Urban Consumers  
9 (CPI-U) for the Pennsylvania, New Jersey, Delaware and  
10 Maryland area, for the most recent 12-month period for which  
11 figures have been officially reported by the United States  
12 Department of Labor, Bureau of Labor Statistics immediately  
13 prior to the date the adjustment is due to take effect, to  
14 the then current compensation. The percentage increase and  
15 the new compensation amounts shall be determined jointly by  
16 the Chief Clerk of the Senate and the Chief Clerk of the  
17 House of Representatives prior to the annual effective date  
18 of the adjustment and shall be published in the Pennsylvania  
19 Bulletin within 20 days immediately prior to each cost-of-  
20 living increase taking effect.

21       (2) For the period beginning January 1, 2012, and ending  
22 December 31, 2013, the cost-of-living adjustment shall be  
23 zero.

24 Section 4. This act shall take effect immediately.