

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 441 Session of 2011

INTRODUCED BY KAVULICH, CARROLL, CHRISTIANA, CUTLER, DePASQUALE, HORNAMAN, KORTZ, MURT, SANTARSIERO, SWANGER, TALLMAN AND VULAKOVICH, FEBRUARY 4, 2011

REFERRED TO COMMITTEE ON APPROPRIATIONS, FEBRUARY 4, 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 salaries, for executive
 12 salaries and for legislative salaries.

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.

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

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

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

10 (f) Philadelphia Traffic Court.--The President Judge of the
11 Philadelphia Traffic Court shall receive an annual salary of
12 \$55,000. The annual salary for the other judges of the
13 Philadelphia Traffic Court shall be \$54,500.

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

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

27 (i) Annual cost-of-living adjustment.--Beginning January 1,
28 1997, and [each January 1 thereafter] ending November 30, 2011,
29 the annual salaries under subsections (a) through (h) shall be
30 increased by the percentage change in the Consumer Price Index

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

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

14 Section 3. Compensation of Governor and Lieutenant Governor;
15 State Treasurer; Auditor General; Attorney General;
16 Commissioners of the Pennsylvania Public Utility
17 Commission; and heads of departments.

18 (a) The Governor, the Lieutenant Governor and Cabinet.--The
19 annual salaries of the Governor, the Lieutenant Governor and the
20 heads of the departments shall be as follows: Governor,
21 \$125,000; Lieutenant Governor, \$105,000; Adjutant General,
22 \$90,000; Secretary of Aging, \$95,000; Secretary of Agriculture,
23 \$90,000; Secretary of Banking, \$90,000; Secretary of Community
24 and Economic Development, \$95,000; Secretary of the
25 Commonwealth, \$90,000; Secretary of Education, \$100,000;
26 Secretary of Environmental Protection, \$100,000; Secretary of
27 General Services, \$95,000; Secretary of Health, \$100,000;
28 Insurance Commissioner, \$90,000; Secretary of Labor and
29 Industry, \$100,000; Secretary of Public Welfare, \$100,000;
30 Secretary of Revenue, \$95,000; State Police Commissioner,

1 \$95,000; Secretary of Transportation, \$100,000; Secretary of
2 Corrections, \$100,000; Secretary of Conservation and Natural
3 Resources \$95,000.

4 (b) Compensation of State Treasurer, Auditor General and
5 Attorney General.--The annual salaries of the State Treasurer,
6 Auditor General and Attorney General shall be as follows: State
7 Treasurer, \$104,000; Auditor General, \$104,000; Attorney
8 General, \$104,000.

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

23 (c) Additional compensation prohibited.--Neither the
24 Governor, Lieutenant Governor, State Treasurer, Auditor General
25 or Attorney General nor the head of any administrative
26 department nor member of any board or commission referenced
27 herein, shall receive any additional compensation for any
28 services rendered to the Commonwealth in any capacity.

29 (d) Compensation of commissioners of the Pennsylvania Public
30 Utility Commission.--Each of the commissioners of the

1 Pennsylvania Public Utility Commission shall receive an annual
2 salary commensurate with the annual salary received by the
3 Secretary of Commerce, except the chairman, who shall receive an
4 additional \$2,500 per year.

5 (e) Annual cost-of-living adjustment.--Beginning January 1,
6 1997, and [each January 1 thereafter] ending November 30, 2011,
7 the stated annual salaries of the Governor and Lieutenant
8 Governor, the State Treasurer, the Auditor General, the Attorney
9 General and the heads of the departments and members of boards
10 and commissions denoted herein shall be increased by an annual
11 cost-of-living increase calculated by applying the percentage
12 change in the Consumer Price Index for All Urban Consumers (CPI-
13 U) for the Pennsylvania, New Jersey, Delaware and Maryland area,
14 for the most recent 12-month period for which figures have been
15 officially reported by the United States Department of Labor,
16 Bureau of Labor Statistics immediately prior to the date the
17 adjustment is due to take effect, to the then current salary
18 amounts authorized. The percentage increase and the salary
19 amounts shall be determined by the Governor prior to the annual
20 effective date of the adjustment and shall be published by the
21 Secretary of the Budget in the Pennsylvania Bulletin within ten
22 days of the date the determination is made.

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

25 Section 4. Members of the General Assembly.

26 * * *

27 (d) Subsequent annual cost-of-living adjustment for
28 members.--For [the] each 12-month period beginning December 1,
29 1997, through November 30, [1998, and for each like 12-month
30 period thereafter] 2011, the salary of the members of the

1 General Assembly shall be increased by an annual cost-of-living
2 adjustment calculated by applying the percentage change in the
3 Consumer Price Index for All Urban Consumers (CPI-U) for the
4 Pennsylvania, New Jersey, Delaware and Maryland area, for the
5 most recent 12-month period for which figures have been
6 officially reported by the United States Department of Labor,
7 Bureau of Labor Statistics immediately prior to the date the
8 adjustment is due to take effect, to the then current salary
9 amounts. The percentage increase and the new salary amounts
10 shall be determined jointly by the Chief Clerk of the Senate and
11 the Chief Clerk of the House of Representatives prior to the
12 annual effective date of the adjustment and shall be published
13 by them in the Pennsylvania Bulletin within ten days of the date
14 such determination is made.

15 (d.1) Subsequent annual cost-of-living adjustment for
16 officers and leaders.--For [the] each 12-month period beginning
17 December 1, 1997, through November 30, [1998, and for each like
18 12-month period thereafter] 2011, the additional compensation of
19 the officers and leaders of the General Assembly shall be
20 increased by an annual cost-of-living adjustment calculated by
21 applying the percentage change in the Consumer Price Index for
22 All Urban Consumers (CPI-U) for the Pennsylvania, New Jersey,
23 Delaware and Maryland area, for the most recent 12-month period
24 for which figures have been officially reported by the United
25 States Department of Labor, Bureau of Labor Statistics
26 immediately prior to the date the adjustment is due to take
27 effect, to the then current compensation. The percentage
28 increase and the new compensation amounts shall be determined
29 jointly by the Chief Clerk of the Senate and the Chief Clerk of
30 the House of Representatives prior to the annual effective date

1 of the adjustment and shall be published in the Pennsylvania
2 Bulletin within 20 days immediately prior to each cost-of-living
3 increase taking effect.

4 Section 4. This act shall take effect in 60 days.