

STATE OF MAINE

IN THE YEAR OF OUR LORD  
TWO THOUSAND AND SEVENTEEN

H.P. 1006 - L.D. 1456

**An Act To Return the Duties of the State Compensation Commission To  
Make Recommendations for the Salaries of the Governor and Judges**

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 3 MRSA §2-B, sub-§1**, as enacted by PL 1997, c. 506, §1, is amended to read:

**1. State Compensation Commission; membership.** The State Compensation Commission, established in Title 5, section 12004-G, subsection 26-D and referred to in this section as the "commission," consists of 5 members appointed in January of every odd-numbered year at the first regular session of each Legislature as follows:

- A. Two members, ~~not from the same political party~~, appointed by the President of the Senate;
- B. Two members, ~~not from the same political party~~, appointed by the Speaker of the House; and
- C. One member appointed by a majority of the members appointed under paragraphs A and B, who serves as chair of the commission.

The 5 members must be residents of the State and appointed from the public. A person may not be appointed who is currently or has previously been a Legislator or a legislative employee at the time of appointment.

All members must be appointed for a term to coincide with the legislative biennium. A vacancy must be filled in the same manner as the original appointment for the balance of the unexpired term.

The members of the commission are entitled to a per diem, expenses and allowances at the same rate as Legislators.

**Sec. 2. 3 MRSA §2-B, sub-§2**, as amended by PL 1999, c. 2, §1, is further amended to read:

**2. Duties of commission.** ~~The commission must issue its first report no later than April 15, 1999.~~ No later than May 1st of every odd-numbered year and January 1st 15th of every even-numbered year ~~thereafter~~, the commission shall submit to the Legislature an interim report of the commission. ~~The,~~ and no later than November 15th of every even-numbered year the commission shall submit to the Legislature a final report of the commission. In the 3rd year of each gubernatorial term of office, the interim report must contain a recommendation for compensation of the Governor as established in Title 2, section 1. A report under this subsection must contain:

- A. A description of the commission's activities;
- B. The recommendations of the commission ~~for all regular and special sessions of the next Legislature concerning:~~

~~(1) Compensation of Legislators and representatives of Indian tribes, including, but not limited to, all payments for: salaries, meals, housing, travel, mileage and all other expenses and allowances; additional service as President of the Senate, as Speaker of the House or as a member of leadership; and for constituent services; and~~

(1-A) For the report required in the 3rd year of a gubernatorial term, for compensation for the Governor, including all payments for salaries, meals, housing, travel, mileage, constituent services and all other expenses and allowances;

(1-B) For compensation for justices and judges, including all payments for salaries, meals, housing, travel, mileage and all other expenses and allowances, and for additional services by any justice or judge. Nothing in this subparagraph prevents the judicial branch from making recommendations to the Governor or Legislature for compensation for justices and judges, including, but not limited to, recommendations made by the Chief Justice of the Supreme Judicial Court in preparing the budget of the judicial branch as required by Title 4, section 1; and

(1-C) For compensation of Legislators, representatives of Indian tribes, Secretary and Assistant Secretary of the Senate and Clerk and Assistant Clerk of the House of Representatives, including all payments for salaries, meals, housing, travel, mileage, constituent services and all other expenses and allowances, and for additional services by the President of the Senate, Speaker of the House of Representatives and members of legislative leadership;

~~(2) Compensation for the Attorney General, the Secretary of State, the Treasurer of State and the State Auditor;~~

- C. The reasons for its recommendations;
- D. Drafts of any legislation required to implement its recommendations; and
- E. Any other material and recommendations that commission members may wish to submit.

Before reporting as required in this subsection and subsequent to giving public notice, the commission shall hold a public hearing on the report. Subsequent to reporting, the

commission shall meet, if requested, with the Governor, the Legislative Council and legislative committees to discuss the report.

**Sec. 3. 4 MRSA §1701**, as amended by PL 2013, c. 563, §2, is repealed.

**Sec. 4. 5 MRSA §12004-G, sub-§23-A**, as enacted by PL 1995, c. 451, §2, is repealed.