

Introduced: 2/25/75
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY GARDINER AND MILLER

2 HOUSE BILL NO. 203

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Alaska Salary Commission; pres-
7 cribing its organization, powers and duties; and
8 providing for an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 39 is amended by adding a new chapter to read:

11 CHAPTER 23. ALASKA SALARY COMMISSION.

12 Sec. 39.23.010. CREATION OF COMMISSION; COMPOSITION. (a) There
13 is created the Alaska Salary Commission consisting of five members, none
14 of whom may be public officers or employees. Appointees to the commis-
15 sion are not subject to legislative confirmation.

16 (b) One member of the commission shall be appointed each by the
17 governor, the chief justice of the supreme court, the president of the
18 University of Alaska, the president of the senate and the speaker of the
19 house of representatives.

20 (c) An appointee of the chief justice and the president of the
21 university shall be registered to vote either as an "independent," "non-
22 partisan," or shall have "declined to state" his party affiliation when
23 registering to vote.

24 Sec. 39.23.020. TERM OF OFFICE; VACANCIES. (a) Commission members
25 serve at the pleasure of the appointing authority for four-year, stag-
26 gered terms. However, three of the first members appointed to the com-
27 mission shall serve two-year terms to be determined by lot at the first
28 meeting of the commission.

29 (b) Vacancies shall be filled in the same manner as original ap-

1 pointment, and a person appointed shall serve the balance of an unexpired
2 term.

3 Sec. 39.23.030. OFFICERS; STAFF. The commission shall select a
4 chairman from among its members annually. The director of the legisla-
5 tive finance division of the Legislative Budget and Audit Committee shall
6 serve as ex-officio secretary to the commission and shall provide all
7 research, technical and administrative services. He shall record and
8 transcribe the minutes of commission meetings and prepare all corres-
9 pondence, meeting notices, reports and recommendations as directed by
10 the commission chairman.

11 Sec. 39.23.040. MEETINGS; QUORUM. (a) A majority of the commis-
12 sion members present is sufficient to transact business to come before
13 the commission. However, a majority of the commission members is neces-
14 sary to approve the commission's recommendations to the legislature.

15 (b) The commission shall meet at the call of the chairman. Notice
16 of meeting dates shall be mailed to each commission member at least 20
17 days before the date scheduled for a meeting.

18 (c) The commission shall meet to discuss its findings and recom-
19 mendations at least twice before submitting its final report to the
20 legislature under sec. 80 of this chapter.

21 Sec. 39.23.050. COMPENSATION. Members of the commission serve
22 without compensation but are entitled to per diem and travel expenses
23 authorized by law for boards and commissions.

24 Sec. 39.23.060. DUTIES. The commission shall conduct an on-going
25 review of compensation for members of the legislature, the governor and
26 lieutenant governor, and the judiciary to determine its appropriateness
27 and report its findings and recommendations to the governor, the legis-
28 lature and the judiciary.

29 Sec. 39.23.070. STUDIES; REPORTS. The commission may request

1 reports or studies from any state department or agency concerning com-
2 pensation of the governor, lieutenant governor, the members of the legis-
3 lature or of the judiciary. A state department or agency from which that
4 report or study is requested shall furnish it within a period of time
5 prescribed by the commission.

6 Sec. 39.23.080. RECOMMENDATIONS. (a) Before December 1, 1976, and
7 every two years thereafter, the commission shall submit its proposed
8 findings and recommendations to the governor, the members of the legisla-
9 ture and of the judiciary and make them public.

10 (b) The commission shall hold a public hearing or hearings on its
11 findings and recommendations after making them public and before sub-
12 mitting a final report of its findings and recommendations to the legis-
13 lature under (c) of this section.

14 (c) The commission shall make a final report of its findings and
15 recommendations as to the rate and form of compensation for the governor,
16 lieutenant governor, members of the legislature and of the judiciary
17 during the first 10 days of the first regular session of a legislature.
18 The recommendations shall become effective 45 days after presentation to
19 the legislature or at the end of a session, whichever is earlier, unless
20 disapproved by a resolution concurred in by a majority of the members
21 of each house.

22 (d) A commission member who does not concur in the proposed or
23 final recommendations may attach written objections to the commission's
24 report of its findings and recommendations.

25 Sec. 39.23.090. DEFINITIONS. In this chapter, "members of the
26 judiciary" includes the justices of the supreme court and judges of the
27 superior and district courts.

28 * Sec. 2. AS 22.05.140(a) is amended to read:

29 (a) The chief justice and each associate justice shall receive

1 annual [\$44,000 ANNUALLY AS] compensation prescribed in accordance with
2 AS 39.23. The compensation is payable monthly in 12 equal installments.
3 Compensation of the chief justice or of an associate justice shall not
4 be diminished during his term of office, unless by general law applying
5 to all salaried officers of the state.

6 * Sec. 3. AS 22.10.190(a) is amended to read:

7 (a) Each superior court judge shall receive annual [\$40,000 AN-
8 NUALLY, AS] compensation prescribed in accordance with AS 39.23, payable
9 monthly in 12 equal installments. The compensation of a judge shall not
10 be diminished during his term of office, unless by general law applying
11 to all salaried officers of the state.

12 * Sec. 4. AS 22.15.220(a) is amended to read:

13 (a) Each district judge shall receive annual [\$33,500 ANNUALLY AS]
14 compensation prescribed in accordance with AS 39.23, payable monthly in
15 12 equal installments. The compensation of a judge shall not be dimi-
16 nished during his term of office, unless by general law applying to all
17 salaried officers of the state.

18 * Sec. 5. AS 24.15.010 is amended to read:

19 Sec. 24.15.010. LEGISLATIVE PER DIEM. The rate of per diem
20 instead of subsistence for each member of the legislature is a rate pre-
21 scribed in accordance with AS 39.23 [\$35.00] for each day of a legisla-
22 tive session. The per diem is also payable for those days of necessary
23 travel to and from sessions.

24 * Sec. 6. AS 24.15.020 is amended to read:

25 Sec. 24.15.020. ANNUAL LEGISLATIVE SALARIES. The annual salary for
26 each member of the legislature is prescribed in accordance with AS 39.23
27 [\$9,000] to be paid in approximately equal monthly installments [PAY-
28 MENTS]. The president of the senate and speaker of the house of repre-
29 sentatives are each entitled to an additional sum prescribed in accor-

1 dance with AS 39.23 [\$500] a year during tenure of office.

2 * Sec. 7. AS 24.15.030 is amended to read:

3 Sec. 24.15.030. ADDITIONAL ALLOWANCES. In addition, each member
4 of the legislature is entitled to an annual allowance prescribed in
5 accordance with AS 39.23 [OF \$4,000] for postage, stationery, stenogra-
6 phic services and other expenses.

7 * Sec. 8. AS 39.20.010 is amended to read:

8 Sec. 39.20.010. ANNUAL SALARY OF GOVERNOR. The annual salary of
9 the governor is prescribed in accordance with AS 39.23 [\$50,000]. The
10 salary shall be paid in equal monthly installments.

11 * Sec. 9. AS 39.20.030 is amended to read:

12 Sec. 39.20.030. ANNUAL SALARY OF LIEUTENANT GOVERNOR. The annual
13 salary of the lieutenant governor is prescribed in accordance with
14 AS 39.23 [\$44,000]. The salary shall be paid in equal monthly install-
15 ments.

16 * Sec. 10. The first appointments to the commission shall be made within
17 60 days after the effective date of sec. 1 of this Act.

18 * Sec. 11. Sections 1 and 10 of this Act take effect immediately in
19 accordance with AS 01.10.070(c). Sections 2 - 9 of this Act take effect on
20 the effective date of the first recommendations submitted to the legislature
21 under AS 39.23.080(c).