



HOUSE BILL No. 4095

January 17, 1995, Introduced by Rep. Bryant and referred to the Committee on House Oversight and Ethics.

A bill to amend sections 1, 3, 6, and 7 of Act No. 357 of the Public Acts of 1968, entitled

"An act to prescribe the powers, duties and functions of the state officers' compensation commission; and to prescribe the powers and duties of the legislature in relation to the commission,"

being sections 15.211, 15.213, 15.216, and 15.217 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 1, 3, 6, and 7 of Act No. 357 of the
2 Public Acts of 1968, being sections 15.211, 15.213, 15.216, and
3 15.217 of the Michigan Compiled Laws, are amended to read as
4 follows:

5 Sec. 1. The state ~~officers~~ OFFICERS compensation commis-
6 sion created by section 12 of article ~~4~~ IV of the state
7 constitution of 1963 is assigned to the department of civil

1 service for the purposes of administration, budgeting,
2 procurement, and related management functions. The members'
3 terms shall expire on ~~June 30~~ JANUARY 31 of the fourth year
4 following appointment. The members shall be appointed ~~prior to~~
5 ~~July~~ BEFORE FEBRUARY 1 of the year of appointment. ~~A member~~
6 ~~may not be reappointed.~~ Vacancies shall be filled by the gover-
7 nor for the remainder of the unexpired term. A member or
8 employee of the legislative, judicial, or executive branch of
9 government ~~shall~~ IS not ~~be~~ eligible to be a member of the
10 commission.

11 Sec. 3. (1) The commission shall meet for not more than 15
12 session days ~~beginning after July 1 of every even numbered year~~
13 ~~and~~ EACH LEGISLATIVE SESSION. BEGINNING IN 1996 AND EVERY EVEN
14 NUMBERED YEAR AFTER 1996, THE COMMISSION SHALL MEET NOT EARLIER
15 THAN FEBRUARY 1 AND NOT LATER THAN APRIL 1 OF THAT YEAR FOR THE
16 NEXT LEGISLATIVE SESSION. THE COMMISSION, AT ANY TIME, may
17 reconsider and make a further determination of the mileage allow-
18 ance of the members of the legislature who request A RECONSIDERA-
19 TION OR A REDETERMINATION of the commission. ~~a~~
20 ~~redetermination.~~

21 (2) Four members of the commission constitute a quorum for
22 conducting the business of the commission. The commission shall
23 not take action or make determinations without a concurrence of a
24 majority of the members appointed and serving on the commission.
25 The commission shall elect a chairperson from among its members.
26 The state personnel director shall act as the secretary to the
27 commission. The commission may establish subcommittees.

1 Sec. 6. The commission shall determine the salaries and
2 expense allowance of the governor, lieutenant governor, ~~the~~
3 justices of the supreme court, and ~~the~~ members of the
4 legislature. ~~and~~ THE COMMISSION SHALL file its determinations
5 with the clerk of the house of representatives, the secretary of
6 the senate, and the director of the department of management and
7 budget. ~~after December 1 and before December 31, of each even~~
8 ~~numbered year and~~ BEGINNING IN 1996 AND EVERY EVEN NUMBERED YEAR
9 AFTER 1996, THE COMMISSION SHALL FILE ITS DETERMINATIONS BEFORE
10 APRIL 1 OF THAT YEAR FOR THE NEXT LEGISLATIVE SESSION. THE
11 COMMISSION shall ALSO furnish copies OF ITS DETERMINATIONS to the
12 governor, the lieutenant governor, justices of the supreme court,
13 and members of the legislature.

14 Sec. 7. The determinations of the commission shall be
15 effective January 1 of the year following their filing. ~~and~~
16 THOSE DETERMINATIONS shall be the compensation and expense allow-
17 ances of the governor, lieutenant governor, justices of the
18 supreme court, and members of the legislature unless the legisla-
19 ture, by concurrent resolution adopted by a 2/3 vote of the mem-
20 bers elected to and serving ~~prior to February 1~~ NOT LATER THAN
21 1 DAY BEFORE THE FILING DEADLINE FOR LEGISLATIVE OFFICE AS PRO-
22 VIDED IN THE MICHIGAN ELECTION LAW, ACT NO. 116 OF THE PUBLIC
23 ACTS OF 1954, BEING SECTIONS 168.1 TO 168.992 OF THE MICHIGAN
24 COMPILED LAWS, of the year ~~following~~ OF the filing of the
25 determinations, rejects either the entire determinations or spe-
26 cific determinations for specific positions. In case of

1 rejection, the existing salary and expense allowances shall
2 prevail. ~~retroactive to January 1.~~

3 Section 2. This amendatory act shall take effect on January
4 1, 1996.