



General Assembly

February Session, 2012

**Amendment**

LCO No. 4675

**\*SB0003104675SD0\***

Offered by:

SEN. WILLIAMS, 29<sup>th</sup> Dist.  
SEN. LOONEY, 11<sup>th</sup> Dist.  
SEN. COLEMAN, 2<sup>nd</sup> Dist.  
SEN. DOYLE, 9<sup>th</sup> Dist.  
SEN. LEBEAU, 3<sup>rd</sup> Dist.  
SEN. DUFF, 25<sup>th</sup> Dist.

SEN. SLOSSBERG, 14<sup>th</sup> Dist.  
SEN. STILLMAN, 20<sup>th</sup> Dist.  
SEN. MCKINNEY, 28<sup>th</sup> Dist.  
SEN. FASANO, 34<sup>th</sup> Dist.  
SEN. KISSEL, 7<sup>th</sup> Dist.

To: Subst. Senate Bill No. 31

File No. 402

Cal. No. 293

**"AN ACT ESTABLISHING A COMMISSION ON JUDICIAL  
COMPENSATION."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective July 1, 2012*) (a) There is established a  
4 Commission on Judicial Compensation for the purpose of examining  
5 and making recommendations with respect to judicial compensation.  
6 The commission shall consist of the following members: (1) Four  
7 appointed by the Governor; (2) one appointed by the president pro  
8 tempore of the Senate; (3) one appointed by the speaker of the House  
9 of Representatives; (4) one appointed by the majority leader of the  
10 Senate; (5) one appointed by the majority leader of the House of  
11 Representatives; (6) one appointed by the minority leader of the

12 Senate; (7) one appointed by the minority leader of the House of  
13 Representatives; and (8) two appointed by the Chief Justice of the  
14 Supreme Court. To the extent practicable, each appointing authority  
15 shall appoint members who have experience in financial management,  
16 human resource administration or the determination of executive  
17 compensation. Each member of the commission shall serve a term of  
18 four years, and no member may be appointed to more than one four-  
19 year term, except that any member may continue to serve until such  
20 member's successor is appointed and qualified. Any vacancy on the  
21 commission shall be filled for the unexpired portion of the term by the  
22 appointing authority having the power to make the original  
23 appointment. The commission shall elect a chairperson from among its  
24 members. A majority of the members of the commission shall  
25 constitute a quorum for the transaction of any business.

26 (b) Not later than January 2, 2013, and every four years thereafter,  
27 the commission shall:

28 (1) Examine the adequacy and need for adjustment of  
29 compensation, for each of the following four fiscal years, for (A) the  
30 Chief Justice of the Supreme Court, (B) the Chief Court Administrator  
31 if a judge of the Supreme Court, Appellate Court or Superior Court,  
32 (C) each associate judge of the Supreme Court, (D) the Chief Judge of  
33 the Appellate Court, (E) each judge of the Appellate Court, (F) the  
34 Deputy Chief Court Administrator if a judge of the Superior Court, (G)  
35 each judge of the Superior Court, (H) the judge designated as the  
36 administrative judge of the appellate system, (I) each Superior Court  
37 judge designated as the administrative judge of a judicial district, (J)  
38 each Superior Court judge designated as chief administrative judge,  
39 (K) the Chief Family Support Magistrate, and (L) each Family Support  
40 Magistrate; and

41 (2) Examine the adequacy and need for adjustment of per diem  
42 compensation, for each of the following four fiscal years, for senior  
43 judges, judge trial referees and family support referees.

44 (c) In conducting its examination under subsection (b) of this  
45 section, the commission shall take into account all appropriate factors  
46 including, but not limited to: (1) The overall economic climate in the  
47 state; (2) the rate of inflation; (3) the levels of compensation received by  
48 judges of other states and of the federal government; (4) the levels of  
49 compensation received by attorneys employed by government  
50 agencies, academic institutions and private and nonprofit  
51 organizations; (5) the state's interest in attracting highly qualified and  
52 experienced attorneys to serve in judicial capacities; (6) compensation  
53 adjustments applicable to employees of the state during applicable  
54 fiscal years; and (7) the state's ability to fund increases in  
55 compensation.

56 (d) Not later than January 2, 2013, and every four years thereafter,  
57 the commission shall submit a report on its findings, in accordance  
58 with section 11-4a of the general statutes, to the Governor, the  
59 Secretary of the Office of Policy and Management, the General  
60 Assembly, the Chief Justice of the Supreme Court and the Chief Court  
61 Administrator. Not later than January 9, 2013, and every four years  
62 thereafter, the Chief Court Administrator shall transmit estimates of  
63 expenditure requirements to implement the recommendations in the  
64 report for each fiscal year of the next biennium, and for each fiscal year  
65 of the subsequent biennium, to the Secretary of the Office of Policy and  
66 Management, on blanks to be furnished by him, and to the joint  
67 standing committee of the General Assembly having cognizance of  
68 matters relating to appropriations and the budgets of state agencies,  
69 through the Office of Fiscal Analysis, and the joint standing committee  
70 of the General Assembly having cognizance of matters relating to the  
71 judiciary.

72 Sec. 2. Subsection (g) of section 4-73 of the 2012 supplement to the  
73 general statutes is repealed and the following is substituted in lieu  
74 thereof (*Effective July 1, 2012*):

75 (g) (1) The appropriations recommended for the Judicial  
76 Department shall be the estimates of expenditure requirements

77 transmitted to the Secretary of the Office of Policy and Management by  
78 the Chief Court Administrator pursuant to section 4-77 plus the  
79 estimates of expenditure requirements for the biennium transmitted by  
80 said administrator pursuant to section 1 of this act, and the  
81 recommended adjustments and revisions of such estimates shall be the  
82 recommended adjustments and revisions, if any, transmitted by said  
83 administrator pursuant to section 4-77.

84 (2) The appropriations recommended for the Division of Public  
85 Defender Services shall be the estimates of expenditure requirements  
86 transmitted to the Secretary of the Office of Policy and Management by  
87 the Chief Public Defender pursuant to section 4-77 and the  
88 recommended adjustments and revisions of such estimates shall be the  
89 recommended adjustments and revisions, if any, transmitted by said  
90 administrator pursuant to section 4-77.

91 Sec. 3. Section 2-9a of the general statutes is repealed and the  
92 following is substituted in lieu thereof (*Effective July 1, 2012*):

93 (a) (1) There is created a Compensation Commission consisting of  
94 eleven members, three of whom shall be appointed by the Governor,  
95 two of whom shall be appointed by the president pro tempore of the  
96 Senate, two of whom shall be appointed by the speaker of the House of  
97 Representatives, two of whom shall be appointed by the minority  
98 leader of the Senate and two of whom shall be appointed by the  
99 minority leader of the House of Representatives. All members of said  
100 commission shall be appointed on or before July 1, 1971, and  
101 quadrennially thereafter, to serve for a term of four years. No person  
102 shall be appointed to said commission who is an official or employee  
103 of the state of Connecticut or any department, agency or political  
104 subdivision thereof, or who is an official or employee of any agency or  
105 institution more than ten per cent of the gross annual income of which  
106 is from state funds. Members shall not be compensated for their  
107 services as such but shall be reimbursed for all necessary expenses  
108 incurred in the performance of their duties.

109 (2) On or before July 15, 1971, and biennially thereafter, the  
 110 commission shall elect a chairman from its members. A majority of the  
 111 members of said commission shall constitute a quorum for the  
 112 transaction of any business. Any action taken by said commission shall  
 113 be by majority vote of those present.

114 (b) The Compensation Commission shall recommend to the General  
 115 Assembly, on or before February fifteenth, in odd-numbered years,  
 116 legislative proposals for salary, expenses, pension, workers'  
 117 compensation and any other benefits to be paid to the Governor,  
 118 Lieutenant Governor, Secretary of the State, Attorney General,  
 119 Treasurer, Comptroller [.] and members of the General Assembly. [and  
 120 judges of the courts of the state, except judges of probate.] In its  
 121 discretion, the commission also may submit its recommendation for  
 122 such legislative proposals, on or before February fifteenth in even-  
 123 numbered years. The General Assembly shall take action on such  
 124 proposals at the session to which they are submitted. No proposals for  
 125 legislative salary, if enacted by the General Assembly, shall become  
 126 effective until the first Wednesday following the first Monday of the  
 127 January succeeding the next election of members of the General  
 128 Assembly. No proposals for salaries shall be effective as to the  
 129 Governor, Lieutenant Governor, Secretary of the State, Attorney  
 130 General, Treasurer and Comptroller until the first Wednesday  
 131 following the first Monday of the January succeeding the next election  
 132 of said officers. Any other proposals of benefits, if enacted, shall be  
 133 applicable with respect to the incumbents in the offices covered. Said  
 134 commission may recommend different rates of salary, expenses and  
 135 allowances for members of the General Assembly for session and  
 136 interim periods and may recommend rates of salary, expenses and  
 137 allowances for members of the General Assembly who are officers  
 138 which are different from that established for other members."

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2012	New section

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Sec. 2	<i>July 1, 2012</i>	4-73(g)
Sec. 3	<i>July 1, 2012</i>	2-9a