



## 1995 ASSEMBLY BILL 300

April 8, 1995 - Introduced by Representatives LEHMAN, GOETSCH, GROTHMAN, ZIEGELBAUER, WARD, PLACHE, ALBERS, SILBAUGH, RYBA, HAHN, DOBYNS, OLSEN, SERATTI, HANDRICK, HANSON and HUEBSCH, cosponsored by Senators ZIEN and DARLING. Referred to Committee on Government Operations.

1 **AN ACT to amend** 20.923 (1) and (2) (a) and (b) of the statutes; **relating to:** the  
2 salary-setting procedure for members of the legislature.

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### *Analysis by the Legislative Reference Bureau*

Currently, the salaries of members of the legislature are fixed upon recommendation of the secretary of employment relations and approval of the joint committee on employment relations (JCOER) in the same manner that salaries for nonrepresented employes in the state classified service are established except that the salaries are fixed without reference to any salary range.

Under this bill, any proposal to adjust the salaries of representatives to the assembly by more than 5% cumulatively within a legislative session must be submitted by JCOER to the assembly in the form of a resolution. Similarly, any proposal to adjust the salaries of senators by more than 5% cumulatively within a legislative session must be submitted by JCOER to the senate in the form of a resolution. For such an adjustment to become effective for the members of either house, the resolution must be adopted without change by a vote of at least two-thirds of the members of that house. If any resolution providing for a salary adjustment of more than 5% cumulatively within a legislative session is submitted by JCOER to either house and is not adopted by that house, by a vote of at least two-thirds of the members present and voting, a salary adjustment of 5% becomes effective for members of that house at the beginning of the next legislative session. Once a salary adjustment becomes effective for either house, the house may not consider a proposal for any further salary adjustment for members of that house during the same legislative session in which the adjustment takes effect.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

3 **SECTION 1.** 20.923 (1) and (2) (a) and (b) of the statutes are amended to read:

1           20.923 (1) ESTABLISHMENT OF EXECUTIVE SALARY GROUPS. To this end, a  
2 compensation plan consisting of 10 executive salary groups is established in  
3 schedule one of the state compensation plan for the classified service from ranges 18  
4 through 27. No salary range established above salary range 23 may be utilized in  
5 the establishment and compensation of positions in the classified service without  
6 specific approval of the joint committee on employment relations. The dollar value  
7 of the salary range minimum and maximum for each executive salary group shall be  
8 reviewed and established in the same manner as that provided for positions in the  
9 classified service under s. 230.12 (3), except that any proposal that would result in  
10 an increase in the salaries of representatives to the assembly under sub. (2)  
11 exceeding 5% cumulatively during any legislative session shall, in addition, be  
12 submitted by the joint committee on employment relations for approval by resolution  
13 of the assembly, and any proposal that would result in an increase in the salaries of  
14 senators under sub. (2) exceeding 5% cumulatively during any legislative session  
15 shall, in addition, be submitted by the joint committee on employment relations for  
16 approval by resolution of the senate. No such increase shall take effect until the  
17 resolution is adopted without change, by a vote of at least two-thirds of the members  
18 present and voting. If the joint committee on employment relations submits a  
19 proposal that would result in an increase in the salaries of representatives to the  
20 assembly exceeding 5% cumulatively during any legislative session and the  
21 assembly fails to adopt the resolution by a vote of at least two-thirds of the members  
22 present and voting, the salaries of representatives to the assembly shall be increased  
23 by 5% commencing with the beginning of the succeeding legislative session. If the  
24 assembly, by vote, fails to adopt with at least two-thirds of the members who are  
25 present voting in the affirmative or rejects such a resolution, the assembly may not

1 consider any resolution providing for an increase in the salaries of representatives  
2 to the assembly after that date until the beginning of the succeeding legislative  
3 session. If the joint committee on employment relations submits a proposal that  
4 would result in an increase in the salaries of senators exceeding 5% cumulatively  
5 during any legislative session and the senate fails to adopt the resolution by a vote  
6 of at least two-thirds of the members present and voting, the salaries of senators  
7 shall be increased by 5% commencing with the beginning of the succeeding  
8 legislative session. If the senate, by vote, fails to adopt with at least two-thirds of  
9 the members who are present voting in the affirmative or rejects such a resolution,  
10 the senate may not consider any resolution providing for an increase in the salaries  
11 of senators after that date until the beginning of the succeeding legislative session.

12 The salary-setting authority of individual boards, commissions, elective and  
13 appointive officials elsewhere provided by law is subject to and limited by this  
14 section, and the salary rate for these positions upon appointment and subsequent  
15 thereto shall be set by the appointing authority pursuant to this section, except as  
16 otherwise required by article IV, section 26, of the constitution.

17 (2) (a) The annual salary for each elected state official position shall be set at  
18 the dollar value for the point of the assigned salary range for its respective executive  
19 salary group specified in this subsection in effect at the time of taking the oath of  
20 office, except as provided in par. (b) and s. 978.12 (1) (a). No adjustment to the salary  
21 of an official enumerated in this subsection is effective until it is authorized under  
22 article IV, section 26, of the constitution and, in the case of a state senator or  
23 representative to the assembly, until it becomes effective under sub. (1), whenever  
24 sub. (1) applies.

1 (b) The annual salary of each state senator, representative to the assembly,  
2 justice of the supreme court, court of appeals judge and circuit judge shall be  
3 reviewed and established in the same manner as provided for positions in the  
4 classified service under s. 230.12 (3), except as otherwise provided in sub. (1). The  
5 salary established for the chief justice of the supreme court shall be different than  
6 the salaries established for the associate justices of the supreme court.

7 **SECTION 2. Initial applicability.**

8 (1) This act applies commencing with the first change in the salary rate for  
9 state senators or representatives to the assembly made under sections 20.923 (1) and  
10 230.12 (3) of the statutes on or after the effective date of this subsection.

11 (END)