



March 31, 2017

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## ENGROSSED SENATE BILL No. 60

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DIGEST OF SB 60 (Updated March 29, 2017 11:14 am - DI 75)

**Citations Affected:** Noncode.

**Synopsis:** State executive officer salaries. Establishes the executive officers compensation advisory commission to do the following: (1) For each executive state officer (governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, state superintendent of public instruction, and attorney general), determine the most recent year that the executive officer received a salary increase. (2) Receive information relating to the salaries of executive officers. (3) Consider recommendations for suitable salaries for executive officers. (4) Take testimony relating to the salaries of executive officers.

**Effective:** Upon passage.

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### Head, Buck, Tallian, Taylor G

(HOUSE SPONSOR — FRIEND)

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January 3, 2017, read first time and referred to Committee on Civil Law.  
January 31, 2017, amended, reported favorably — Do Pass.  
February 2, 2017, read second time, ordered engrossed. Engrossed.  
February 6, 2017, read third time, passed. Yeas 47, nays 1.

HOUSE ACTION

February 28, 2017, read first time and referred to Committee on Rules and Legislative Procedures.  
March 30, 2017, amended, reported — Do Pass.

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March 31, 2017

First Regular Session 120th General Assembly (2017)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2016 Regular Session of the General Assembly.

## ENGROSSED SENATE BILL No. 60

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A BILL FOR AN ACT concerning state offices and administration.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) **As used in this**  
2 **SECTION, "commission" refers to the executive officers**  
3 **compensation advisory commission established by subsection (d).**  
4 (b) **As used in this SECTION, "legislative council" refers to the**  
5 **legislative council created by IC 2-5-1.1-1.**  
6 (c) **As used in this SECTION, "executive officer" refers to any**  
7 **of the following:**  
8 (1) **Governor.**  
9 (2) **Lieutenant governor.**  
10 (3) **Secretary of state.**  
11 (4) **Auditor of state.**  
12 (5) **Treasurer of state.**  
13 (6) **State superintendent of public instruction.**  
14 (7) **Attorney general.**  
15 (d) **The executive officers compensation advisory commission is**  
16 **established.**  
17 (e) **The commission consists of the following members:**

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1 (1) Three (3) members appointed by the speaker of the house  
2 of representatives. Not more than two (2) members appointed  
3 under this subdivision may be members of the same political  
4 party.

5 (2) Three (3) members appointed by the president pro  
6 tempore of the senate. Not more than two (2) members  
7 appointed under this subdivision may be members of the same  
8 political party.

9 (3) Three (3) members appointed by the governor. Not more  
10 than two (2) members appointed under this subdivision may  
11 be members of the same political party.

12 (f) The following may not be a commission member:

13 (1) An executive officer.

14 (2) An employee of the executive branch of state government.

15 (3) An individual who has a pecuniary interest in the salary of  
16 an executive officer. For purposes of this subdivision, an  
17 individual has a pecuniary interest in the salary of an  
18 executive officer if an increase in the salary of an executive  
19 officer will result in an ascertainable increase in the income or  
20 net worth of the individual.

21 (g) IC 2-5-1.2 applies to the operation of the commission.

22 (h) The legislative services agency may contract with  
23 consultants on behalf of the commission as the commission  
24 considers necessary.

25 (i) The commission shall do the following:

26 (1) For each executive officer listed in subsection (c),  
27 determine the most recent year that the executive officer  
28 received a salary increase.

29 (2) Receive information relating to the salaries of executive  
30 officers.

31 (3) Consider recommendations for suitable salaries for  
32 executive officers.

33 (4) Take testimony relating to the salaries of executive  
34 officers.

35 (j) The commission shall make written recommendations to the:

36 (1) legislative council; and

37 (2) budget committee;

38 concerning suitable salaries for executive officers.

39 (k) When making recommendations, the commission shall make  
40 a separate recommendation for each separate executive officer  
41 listed in subsection (c). If the commission determines that the  
42 current salary of an executive officer is appropriate, the



1 **commission shall make a recommendation for no adjustment of**  
2 **salary.**

3 **(l) This SECTION expires July 1, 2019.**

4 **SECTION 2. An emergency is declared for this act.**



## COMMITTEE REPORT

Madam President: The Senate Committee on Civil Law, to which was referred Senate Bill No. 60, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning state offices and administration.

Page 1, delete lines 1 through 17, begin a new paragraph and insert:

"SECTION 1. [EFFECTIVE UPON PASSAGE] **(a) As used in this SECTION, "legislative council" refers to the legislative council created by IC 2-5-1.1-1.**

**(b) As used in this SECTION, "study committee" means either of the following:**

**(1) A statutory committee established under IC 2-5.**

**(2) An interim study committee.**

**(c) The legislative council is urged to assign to the appropriate study committee the task of studying the salaries of the:**

**(1) governor;**

**(2) lieutenant governor;**

**(3) secretary of state;**

**(4) auditor of state;**

**(5) treasurer of state;**

**(6) attorney general; and**

**(7) state superintendent of public instruction.**

**(d) If an appropriate study committee is assigned the topics described under subsection (c), the study committee shall issue to the legislative council a final report containing the study committee's findings and recommendations, including any recommended legislation concerning state officer salaries, in an electronic format under IC 5-14-6, not later than November 1, 2017.**

**(e) This SECTION expires December 31, 2017.**

**SECTION 2. An emergency is declared for this act."**

Delete pages 2 through 3.

and when so amended that said bill do pass.

(Reference is to SB 60 as introduced.)

HEAD, Chairperson

Committee Vote: Yeas 9, Nays 0.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Rules and Legislative Procedures, to which was referred Senate Bill 60, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 2, after "SECTION," insert **"commission" refers to the executive officers compensation advisory commission established by subsection (d).**

**(b) As used in this SECTION,"**

Page 1, delete lines 4 through 9, begin a new paragraph and insert:

**"(c) As used in this SECTION, "executive officer" refers to any of the following:"**

Page 1, line 10, delete "governor;" and insert **"Governor."**

Page 1, line 11, delete "lieutenant governor;" and insert **"Lieutenant governor."**

Page 1, line 12, delete "secretary of state;" and insert **"Secretary of state."**

Page 1, line 13, delete "auditor of state;" and insert **"Auditor of state."**

Page 1, line 14, delete "treasurer of state;" and insert **"Treasurer of state."**

Page 1, line 15, delete "attorney general; and" and insert **"State superintendent of public instruction."**

Page 1, line 16, delete "state superintendent of public instruction;" and insert **"Attorney general."**

Page 1, delete line 17, begin a new paragraph and insert:

**"(d) The executive officers compensation advisory commission is established.**

**(e) The commission consists of the following members:**

**(1) Three (3) members appointed by the speaker of the house of representatives. Not more than two (2) members appointed under this subdivision may be members of the same political party.**

**(2) Three (3) members appointed by the president pro tempore of the senate. Not more than two (2) members appointed under this subdivision may be members of the same political party.**

**(3) Three (3) members appointed by the governor. Not more than two (2) members appointed under this subdivision may be members of the same political party.**

**(f) The following may not be a commission member:**



- (1) An executive officer.**
- (2) An employee of the executive branch of state government.**
- (3) An individual who has a pecuniary interest in the salary of an executive officer. For purposes of this subdivision, an individual has a pecuniary interest in the salary of an executive officer if an increase in the salary of an executive officer will result in an ascertainable increase in the income or net worth of the individual.**
- (g) IC 2-5-1.2 applies to the operation of the commission.**
- (h) The legislative services agency may contract with consultants on behalf of the commission as the commission considers necessary.**
- (i) The commission shall do the following:**
  - (1) For each executive officer listed in subsection (c), determine the most recent year that the executive officer received a salary increase.**
  - (2) Receive information relating to the salaries of executive officers.**
  - (3) Consider recommendations for suitable salaries for executive officers.**
  - (4) Take testimony relating to the salaries of executive officers.**
- (j) The commission shall make written recommendations to the:**
  - (1) legislative council; and**
  - (2) budget committee;****concerning suitable salaries for executive officers.**
- (k) When making recommendations, the commission shall make a separate recommendation for each separate executive officer listed in subsection (c). If the commission determines that the current salary of an executive officer is appropriate, the commission shall make a recommendation for no adjustment of salary.**

**(l) This SECTION expires July 1, 2019."**

Page 2, delete lines 1 through 7.

and when so amended that said bill do pass.

(Reference is to SB 60 as printed February 1, 2017.)

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Committee Vote: yeas 7, nays 0.

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