

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2122 Session of 2021

INTRODUCED BY MULLERY, CARROLL, N. NELSON, HANBIDGE, KINSEY, HOHENSTEIN, DELLOSO, KIM, SNYDER, B. MILLER, McNEILL, HOWARD AND BERNSTINE, DECEMBER 2, 2021

REFERRED TO COMMITTEE ON STATE GOVERNMENT, DECEMBER 2, 2021

AN ACT

1 Amending the act of September 30, 1983 (P.L.160, No.39),
 2 entitled "An act establishing salaries and compensation of
 3 certain public officials including justices and judges of
 4 Statewide courts, judges of courts of common pleas, judges of
 5 the Philadelphia Municipal Court, judges of the Philadelphia
 6 Traffic Court, district justices and the Governor, the
 7 Lieutenant Governor, the State Treasurer, the Auditor
 8 General, the Attorney General and certain other State
 9 officers and the salary and certain expenses of the members
 10 of the General Assembly; and repealing certain inconsistent
 11 acts," further providing for judicial salaries, for executive
 12 salaries and for legislative salaries.

13 The General Assembly of the Commonwealth of Pennsylvania
 14 hereby enacts as follows:

15 Section 1. Sections 2.1(i), 3(e) and 4(d) and (d.1) of the
 16 act of September 30, 1983 (P.L.160, No.39), known as the Public
 17 Official Compensation Law, amended October 16, 2020 (P.L.706,
 18 No.79), are amended to read:

19 Section 2.1. Judicial salaries.

20 * * *

21 [(i) Annual cost-of-living adjustment.--

22 (1) Except as provided under paragraph (2), beginning

1 January 1, 1997, and each January 1 thereafter, the annual
2 salaries under subsections (a) through (h) shall be increased
3 by the percentage change in the Consumer Price Index for All
4 Urban Consumers (CPI-U) for the Pennsylvania, New Jersey,
5 Delaware and Maryland area for the most recent 12-month
6 period for which figures have been officially reported by the
7 United States Department of Labor, Bureau of Labor Statistics
8 immediately prior to the date the adjustment is due to take
9 effect. The percentage increase and salary amounts shall be
10 determined prior to the annual effective date of the
11 adjustment by the Supreme Court and shall be published in the
12 Pennsylvania Bulletin by the Court Administrator of
13 Pennsylvania within 20 days of the date the determination is
14 made.

15 (2) The annual salaries under this section may not be
16 increased by an annual cost-of-living adjustment under
17 paragraph (1) for the annual period beginning January 1,
18 2021, and ending December 31, 2021. Notice of the provisions
19 of this subsection shall be transmitted to the Legislative
20 Reference Bureau for publication in the Pennsylvania Bulletin
21 prior to December 1, 2020.

22 (3) The annual salaries for individuals subject to 42
23 Pa.C.S. § 1741(a)(1) or (2) (relating to compensation of
24 judges) may not be increased by a cost-of-living adjustment
25 under 42 Pa.C.S. § 1741(b) for the annual period beginning
26 January 1, 2021, and ending December 31, 2021. Notice of the
27 provisions of this subsection shall be transmitted to the
28 Legislative Reference Bureau for publication in the
29 Pennsylvania Bulletin prior to December 1, 2020.]

30 Section 3. Compensation of Governor and Lieutenant Governor;

1 State Treasurer; Auditor General; Attorney General;
2 Commissioners of the Pennsylvania Public Utility
3 Commission; and heads of departments.

4 * * *

5 [(e) Annual cost-of-living adjustment.--

6 (1) Except as provided under paragraph (2), beginning
7 January 1, 1997, and each January 1 thereafter, the stated
8 annual salaries of the Governor and Lieutenant Governor, the
9 State Treasurer, the Auditor General, the Attorney General
10 and the heads of the departments and members of boards and
11 commissions denoted herein shall be increased by an annual
12 cost-of-living increase calculated by applying the percentage
13 change in the Consumer Price Index for All Urban Consumers
14 (CPI-U) for the Pennsylvania, New Jersey, Delaware and
15 Maryland area, for the most recent 12-month period for which
16 figures have been officially reported by the United States
17 Department of Labor, Bureau of Labor Statistics immediately
18 prior to the date the adjustment is due to take effect, to
19 the then current salary amounts authorized. The percentage
20 increase and the salary amounts shall be determined by the
21 Governor prior to the annual effective date of the adjustment
22 and shall be published by the Secretary of the Budget in the
23 Pennsylvania Bulletin within ten days of the date the
24 determination is made.

25 (2) The stated annual salaries of the Governor and
26 Lieutenant Governor, the State Treasurer, the Auditor
27 General, the Attorney General and the heads of the
28 departments and members of boards and commissions may not be
29 increased by an annual cost-of-living adjustment under
30 paragraph (1) for the annual period beginning January 1,

1 2021, and ending December 31, 2021. Notice of the provisions
2 of this subsection shall be transmitted to the Legislative
3 Reference Bureau for publication in the Pennsylvania Bulletin
4 prior to December 1, 2020.]

5 Section 4. Members of the General Assembly.

6 * * *

7 [(d) Subsequent annual cost-of-living adjustment for
8 members.--

9 (1) Except as provided under paragraph (2), for the 12-
10 month period beginning December 1, 1997, through November 30,
11 1998, and for each like 12-month period thereafter, the
12 salary of the members of the General Assembly shall be
13 increased by an annual cost-of-living adjustment calculated
14 by applying the percentage change in the Consumer Price Index
15 for All Urban Consumers (CPI-U) for the Pennsylvania, New
16 Jersey, Delaware and Maryland area, for the most recent 12-
17 month period for which figures have been officially reported
18 by the United States Department of Labor, Bureau of Labor
19 Statistics immediately prior to the date the adjustment is
20 due to take effect, to the then current salary amounts. The
21 percentage increase and the new salary amounts shall be
22 determined jointly by the Chief Clerk of the Senate and the
23 Chief Clerk of the House of Representatives prior to the
24 annual effective date of the adjustment and shall be
25 published by them in the Pennsylvania Bulletin within ten
26 days of the date such determination is made.

27 (2) The salary of the members of the General Assembly
28 may not be increased by an annual cost-of-living adjustment
29 under paragraph (1) for the period beginning December 1,
30 2020, through November 30, 2021. Notice of the provisions of

1 this subsection shall be transmitted to the Legislative
2 Reference Bureau for publication in the Pennsylvania Bulletin
3 prior to December 1, 2020.

4 (d.1) Subsequent annual cost-of-living adjustment for
5 officers and leaders.--

6 (1) Except as provided under paragraph (2), for the 12-
7 month period beginning December 1, 1997, through November 30,
8 1998, and for each like 12-month period thereafter, the
9 additional compensation of the officers and leaders of the
10 General Assembly shall be increased by an annual cost-of-
11 living adjustment calculated by applying the percentage
12 change in the Consumer Price Index for All Urban Consumers
13 (CPI-U) for the Pennsylvania, New Jersey, Delaware and
14 Maryland area, for the most recent 12-month period for which
15 figures have been officially reported by the United States
16 Department of Labor, Bureau of Labor Statistics immediately
17 prior to the date the adjustment is due to take effect, to
18 the then current compensation. The percentage increase and
19 the new compensation amounts shall be determined jointly by
20 the Chief Clerk of the Senate and the Chief Clerk of the
21 House of Representatives prior to the annual effective date
22 of the adjustment and shall be published in the Pennsylvania
23 Bulletin within 20 days immediately prior to each cost-of-
24 living increase taking effect.

25 (2) The additional compensation of the officers and
26 leaders of the General Assembly may not be increased by an
27 annual cost-of-living adjustment under paragraph (1) for the
28 period beginning December 1, 2020, through November 30, 2021.
29 Notice of the provisions of this subsection shall be
30 transmitted to the Legislative Reference Bureau for

1 publication in the Pennsylvania Bulletin prior to December 1,
2 2020.]

3 Section 2. This act shall take effect in 60 days.