

HOUSE BILL NO. HB0053

State officials' compensation commission.

Sponsored by: Management Council

A BILL

for

1 AN ACT relating to state officials; creating the
 2 independent commission on state officials' compensation;
 3 providing for the appointment of members; providing for
 4 terms of members on the commission; providing for reports;
 5 providing an appropriation; and providing for an effective
 6 date.

7

8 *Be It Enacted by the Legislature of the State of Wyoming:*

9

10 **Section 1.** W.S. 9-3-801 is created to read:

11

12 ARTICLE 8

13 STATE OFFICIALS' COMPENSATION COMMISSION

14

15 **9-3-801. Independent commission on state officials**
 16 **compensation.**

1

2 (a) There is created the independent commission on
3 state officials' compensation. The commission shall be
4 comprised of seven (7) members appointed as provided in
5 this subsection. Members of the commission shall receive
6 per diem and mileage in the same amount as members of the
7 legislature while attending meetings of the commission.
8 Except as provided in this subsection, members of the
9 commission shall serve six (6) year terms. Members of the
10 commission may serve no more than two (2) consecutive
11 terms. Of the initial members appointed to the commission,
12 three (3) members shall serve six (6) year terms, two (2)
13 members shall serve four (4) year terms and two (2) members
14 shall serve two (2) year terms. The governor, president of
15 the senate, speaker of the house of representatives and
16 chief justice of the supreme court shall jointly determine
17 the terms of the initial members appointed to the
18 commission. If a member of the commission resigns, a new
19 member shall be appointed for the remainder of the
20 resigning member's term by the authority who appointed the
21 resigning member. Members of the commission shall be
22 qualified electors of the state of Wyoming and shall not
23 hold any office or employment with the state of Wyoming

1 while serving on the commission. Members of the commission
2 may be removed by the authority who appointed the member.
3 Members of the commission shall be appointed as follows:

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5 (i) Three (3) members of the commission shall be
6 appointed by the governor;

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8 (ii) Two (2) members of the commission shall be
9 appointed by the chief justice of the supreme court;

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11 (iii) One (1) member of the commission shall be
12 appointed by the president of the senate;

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14 (iv) One (1) member of the commission shall be
15 appointed by the speaker of the house of representatives.

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17 (b) The commission shall meet not less than two (2)
18 times during every term of the legislature to receive all
19 information the commission deems relevant to determine the
20 appropriate salary recommendations to provide to the
21 legislature. The commission shall make its recommendations
22 as to the appropriate salary to be provided to each
23 official included in subsection (d) of this section to the

1 management council of the legislature and the joint
2 appropriations committee not later than December first of
3 each odd numbered year.

4

5 (c) When making recommendations to the management
6 council and the joint appropriations committee for
7 compensation adjustments pursuant to this section, the
8 commission shall consider any factors it considers
9 relevant, including:

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11 (i) The level of compensation necessary to
12 attract individuals who are qualified to serve in an
13 official position to seek nomination for the position;

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15 (ii) The percentage average adjustment of
16 salaries provided to executive branch employees since the
17 last adjustment to an official's compensation;

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19 (iii) The percentage change in the Wyoming
20 cost-of-living index published by the economic analysis
21 division of the department of administration and
22 information since the last adjustment to an official's
23 compensation;

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2 (iv) For a member of the legislature, the total
3 compensation necessary to encourage candidates to seek
4 election which would produce a legislature that is
5 representative of the Wyoming electorate as a whole;

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7 (v) For a justice of the supreme court, district
8 court judge, circuit court judge or district attorney, the
9 average market pay in Wyoming of an attorney qualified to
10 serve in those official positions.

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12 (d) Pursuant to the requirements of the Wyoming
13 constitution and subsection (c) of this section, the
14 commission shall recommend salary and other compensation
15 adjustments to the management council and the joint
16 appropriations committee for the following officials:

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18 (i) Governor;

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20 (ii) Secretary of state;

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22 (iii) Auditor;

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1 (iv) Treasurer;

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3 (v) Superintendent of public instruction;

4

5 (vi) Members of the legislature;

6

7 (vii) Justices of the supreme court;

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9 (viii) District court judges;

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11 (ix) Circuit court judges;

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13 (x) District attorneys.

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15 (e) The commission shall be staffed by the
16 legislative service office with the assistance of the
17 governor's office, the supreme court and the department of
18 administration and information.

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20 **Section 2.** There is appropriated five thousand
21 dollars (\$5,000.00) from the general fund to the
22 legislative service office to pay the per diem and mileage
23 for members of the state officials compensation commission

1 from the effective date of this act through June 30, 2024.
2 Notwithstanding any other provision of law, this
3 appropriation shall not be transferred or expended for any
4 other purpose and any unexpended, unobligated funds
5 remaining from this appropriation shall revert as provided
6 by law on July 1, 2024.

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8 **Section 3.** This act is effective July 1, 2023.

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(END)