

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001

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SENATE BILL 1248

Short Title: Cut Top Level State Pay By 5%. (Public)

Sponsors: Senators Odom; Albertson, Ballance, Carter, Clodfelter, Cunningham, Dalton, Foxx, Garrou, Gulley, Hagan, Harris, Hoyle, Lee, Lucas, Metcalf, Miller, Plyler, Purcell, Reeves, Swindell, Thomas, Warren, Weinstein, and Wellons.

Referred to: Appropriations/Base Budget.

June 6, 2002

A BILL TO BE ENTITLED

1
2 AN ACT REDUCING THE COMPENSATION OF NONELECTED DEPARTMENT
3 HEADS AND OTHER EXECUTIVE BRANCH OFFICIALS BY FIVE PERCENT
4 FOR THE 2002-2003 FISCAL YEAR; CUTTING THE COMPENSATION OF
5 MEMBERS OF THE GENERAL ASSEMBLY BY FIVE PERCENT UNTIL THE
6 CONVENING OF THE 2005 SESSION; AND URGING THE GOVERNOR,
7 LIEUTENANT GOVERNOR, COUNCIL OF STATE MEMBERS, AND STATE
8 JUSTICES AND JUDGES TO WAIVE VOLUNTARILY FIVE PERCENT OF
9 THEIR STATE PAY FOR THE 2002-2003 FISCAL YEAR.

10 The General Assembly of North Carolina enacts:

11 **SECTION 1.(a)** Effective July 1, 2002, Section 32.2 of S.L. 2001-424 reads
12 as rewritten:

13 **"SECTION 32.2.** In accordance with G.S. 143B-9, the maximum annual salaries,
14 payable monthly, for the nonelected heads of the principal State departments for the
15 ~~2001-2002 and 2002-2003 fiscal years~~ are:

Nonelected Department Heads	Annual Salary
Secretary of Administration	\$102,119 <u>\$97,013</u>
Secretary of Correction	102,119 <u>97,013</u>
Secretary of Crime Control and Public Safety	102,119 <u>97,013</u>
Secretary of Cultural Resources	102,119 <u>97,013</u>
Secretary of Commerce	102,119 <u>97,013</u>
Secretary of Environment and Natural Resources	102,119 <u>97,013</u>
Secretary of Health and Human Services	102,119 <u>97,013</u>
Secretary of Juvenile Justice and Delinquency Prevention	102,119 <u>97,013</u>
Secretary of Revenue	102,119 <u>97,013</u>
Secretary of Transportation	102,119 <u>97,013</u> "

1 **SECTION 1.(b)** Section 32.3 of S.L. 2001-242 reads as rewritten:
 2 **"SECTION 32.3.** Effective July 1, 2002, the annual salaries, payable monthly, for
 3 the ~~2001-2002 and 2002-2003 fiscal years~~ year for the following executive branch
 4 officials are:

Executive Branch Officials	Annual Salary
Chairman, Alcoholic Beverage Control Commission	\$92,946 <u>\$ 88,299</u>
State Controller	130,078 <u>123,574</u>
Commissioner of Motor Vehicles	92,946 <u>88,299</u>
Commissioner of Banks	104,523 <u>99,297</u>
Chairman, Employment Security Commission	129,913 <u>123,417</u>
State Personnel Director	102,119 <u>97,013</u>
Chairman, Parole Commission	84,871 <u>80,627</u>
Members of the Parole Commission	78,356 <u>74,438</u>
Chairman, Utilities Commission	116,405 <u>110,585</u>
Members of the Utilities Commission	104,523 <u>99,297</u>
Executive Director, Agency for Public Telecommunications	78,356 <u>74,438</u>
General Manager, Ports Railway Commission	70,755 <u>67,217</u>
Director, Museum of Art	95,240 <u>90,478</u>
Executive Director, North Carolina Housing Finance Agency	115,031 <u>109,279</u>
Executive Director, North Carolina Agricultural Finance Authority	90,470 <u>85,947</u>
State Chief Information Officer	130,000 <u>123,500"</u>

23 **SECTION 2(a).** Effective upon the convening of the 2003 General
 24 Assembly, G.S. 120-3 reads as rewritten:

25 **"§ 120-3. Pay of members and officers of the General Assembly.**

26 (a) The Speaker of the House shall be paid an annual salary of ~~thirty-eight~~
 27 ~~thousand one hundred fifty-one dollars (\$38,151)~~ thirty-six thousand two hundred forty-
 28 three dollars (\$36,243) payable monthly, and an expense allowance of one thousand
 29 four hundred thirteen dollars (\$1,413) per month. The President Pro Tempore of the
 30 Senate shall be paid an annual salary of ~~thirty-eight thousand one hundred fifty-one~~
 31 ~~dollars (\$38,151)~~ thirty-six thousand two hundred forty-three dollars (\$36,243) payable
 32 monthly, and an expense allowance of one thousand four hundred thirteen dollars
 33 (1,413) per month. The Speaker Pro Tempore of the House shall be paid an annual
 34 salary of ~~twenty-one thousand seven hundred thirty-nine dollars (\$21,739)~~ twenty
 35 thousand six hundred fifty-two dollars (\$20,652) payable monthly, and an expense
 36 allowance of eight hundred thirty-six dollars (836.00) per month. The Deputy President
 37 Pro Tempore of the Senate shall be paid an annual salary of ~~twenty-one thousand seven~~
 38 ~~hundred thirty-nine dollars (\$21,739)~~ twenty thousand six hundred fifty-two dollars
 39 (\$20,652) payable monthly, and an expense allowance of eight hundred thirty-six
 40 dollars (\$836.00) per month. The majority and minority leaders in the House and the
 41 majority and minority leaders in the Senate shall be paid an annual salary of ~~seventeen~~
 42 ~~thousand forty-eight dollars (\$17,048)~~ sixteen thousand one hundred ninety-six dollars
 43 (\$16,196) payable monthly, and an expense allowance of six hundred sixty-six dollars
 44 (\$666.00) per month.

1 (b) Every other member of the General Assembly shall receive increases in
 2 annual salary only to the extent of and in the amounts equal to the average increases
 3 received by employees of the State, effective upon convening of the next Regular
 4 Session of the General Assembly after enactment of these increased amounts, except no
 5 such increase is granted upon the convening of the 1997 Regular Session of the General
 6 Assembly. Accordingly, upon convening of the 1997 Regular Session of the General
 7 Assembly, every other member of the General Assembly shall be paid an annual salary
 8 of ~~thirteen thousand nine hundred fifty one dollars (\$13,951)~~ thirteen thousand two
 9 hundred fifty-three dollars (\$13,253) payable monthly, and an expense allowance of
 10 five hundred fifty-nine dollars (\$559.00) per month.

11 (c) The salary and expense allowances provided in this section are in addition to
 12 any per diem compensation and any subsistence and travel allowance authorized by any
 13 other law with respect to any regular or extra session of the General Assembly, and
 14 service on any State board, agency, commission, standing committee and study
 15 commission."

16 **SECTION 2.(b)** This section expires upon the convening of the 2005
 17 General Assembly.

18 **SECTION 3.(a)** The General Assembly urges the Governor, the Lieutenant
 19 Governor, the members of the Council of State, and the justices and judges of the
 20 judicial branch to waive voluntarily five percent (5%) of their State pay for the
 21 2002-2003 fiscal year as a cost reduction to help defray the State's budget deficit. The
 22 voluntary waiver shall be made in writing to the State Controller as provided by
 23 subsection (b) of this section. The State Controller shall notify the Governor and the
 24 General Assembly of each pay waiver filed in the State Controller's office. Each waiver
 25 shall be a public record.

26 **SECTION 3.(b)** The written voluntary waiver of pay may be made in the
 27 form prescribed by this section or it may be made in any format substantially equivalent
 28 hereto that contains at least the following information:

29
 30 STATE OF NORTH CAROLINA
 31 VOLUNTARY WAIVER OF STATE PAY
 32

33 I, _____, the undersigned State official, do hereby
 34 waive for the 2002-2003 fiscal year compensation in an amount equal to five percent
 35 (5%) of my annual salary as set by the General Assembly. By this waiver I consent to
 36 the stated reduction in compensation, and I authorize the State Controller to implement
 37 the reduction accordingly, effective July 1, 2002.

38 This voluntary waiver is made this the _____ day of _____,
 39 _____.

40
 41 BY: _____
 42 Signature

43 _____
 44 Office/Title

1
2
3
4
5

Authorized Salary

Amount Waived

SECTION 4. This act is effective when it becomes law.