

# HOUSE JOINT RESOLUTION DD

September 9, 2009, Introduced by Reps. McMillin, Agema, Calley and Amash and referred to the Committee on Judiciary.

A joint resolution proposing an amendment to the state constitution of 1963, by amending sections 12 and 13 of article IV and by adding section 55 to article IV and section 43 to article IX, to limit the legislative session, to reduce salaries and expense allowances of members of the legislature, to reduce compensation of state legislators who have absences from legislative session, to prohibit state-paid retirement and health care for legislators, and to limit spending on the legislative budget.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to limit the legislative session, to reduce

salaries and expense allowances of members of the legislature, to reduce compensation of state legislators who have absences from legislative session, to prohibit state-paid retirement and health care for legislators, and to limit spending on the legislative budget, is proposed, agreed to, and submitted to the people of the state:

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#### ARTICLE IV

Sec. 12. The state officers compensation commission is created which subject to this section shall determine the salaries and expense allowances of ~~the members of the legislature,~~ the governor, the lieutenant governor, the attorney general, the secretary of state, and the justices of the supreme court. The commission shall consist of 7 members appointed by the governor whose qualifications may be determined by law. Subject to the legislature's ability to amend the commission's determinations as provided in this section, the commission shall determine the salaries and expense allowances of ~~the members of the legislature,~~ the governor, the lieutenant governor, the attorney general, the secretary of state, and the justices of the supreme court which determinations shall be the salaries and expense allowances only if the legislature by concurrent resolution adopted by a majority of the members elected to and serving in each house of the legislature approve them. The senate and house of representatives shall alternate on which house of the legislature shall originate the concurrent resolution, with the senate originating the first concurrent resolution.

The concurrent resolution may amend the salary and expense determinations of the state officers compensation commission to

1 reduce the salary and expense determinations by the same proportion  
2 for ~~members of the legislature,~~ the governor, the lieutenant  
3 governor, the attorney general, the secretary of state, and the  
4 justices of the supreme court. The legislature shall not amend the  
5 salary and expense determinations to reduce them to below the  
6 salary and expense level that ~~members of the legislature,~~ the  
7 governor, the lieutenant governor, the attorney general, the  
8 secretary of state, and the justices of the supreme court receive  
9 on the date the salary and expense determinations are made. If the  
10 salary and expense determinations are approved or amended as  
11 provided in this section, the salary and expense determinations  
12 shall become effective for the legislative session immediately  
13 following the next general election. The commission shall meet each  
14 2 years for no more than 15 session days. **EXPENSE ALLOWANCES FOR**  
15 **MEMBERS OF THE LEGISLATURE SHALL ONLY BE PAID FOR REASONABLE AND**  
16 **ACTUAL EXPENSES FOR TRANSPORTATION, LODGING, AND MEALS DURING THE**  
17 **PERIODS THAT THE LEGISLATURE IS IN SESSION. AN INDIVIDUAL WHO FIRST**  
18 **BECAME A MEMBER OF THE LEGISLATURE AFTER 2010 SHALL NOT RECEIVE ANY**  
19 **STATE-PAID RETIREMENT OR INSURANCE BENEFITS BASED ON HIS OR HER**  
20 **LEGISLATIVE SERVICE.** The legislature shall implement this section  
21 by law.

22       Sec. 13. **EXCEPT WHEN THE LEGISLATURE IS CALLED TO CONVENE ON**  
23 **EXTRAORDINARY OCCASIONS, THE LEGISLATURE SHALL ONLY MEET AS**  
24 **PROVIDED IN THIS SECTION.** The legislature shall meet at the seat of  
25 government on the second Wednesday in January of each year at  
26 twelve o'clock noon. Each regular session shall adjourn without  
27 day, on a day determined by concurrent resolution, at twelve

1 o'clock noon. Any business, bill or joint resolution pending at the  
2 final adjournment of a regular session held in an odd numbered year  
3 shall carry over with the same status to the next regular session.

4 IN 2011 AND EVERY YEAR AFTER 2011, THE LEGISLATURE SHALL MEET FOR  
5 NOT MORE THAN 90 CONSECUTIVE DAYS.

6 SEC. 55. THE SALARY OF A LEGISLATOR WHO DOES NOT ATTEND  
7 SESSION ON ANY DAY THE LEGISLATIVE BODY IS IN SESSION SHALL BE  
8 REDUCED ON A PRO RATA BASIS. THE SALARY OF A LEGISLATOR SHALL NOT  
9 EXCEED 25% OF THE PER CAPITA SALARY OF A PRIVATE SECTOR FULL-TIME  
10 MICHIGAN WORKER AS CALCULATED BY THE FEDERAL GOVERNMENT. IF A  
11 SPECIAL SESSION OF THE LEGISLATURE IS CALLED, LEGISLATORS MAY BE  
12 PAID AN ADDITIONAL PER DIEM BASED ON THEIR BASE SALARY.

13 ARTICLE IX

14 SEC. 43. BEGINNING WITH THE 2011-2012 STATE FISCAL YEAR, THE  
15 LEGISLATURE SHALL NOT APPROPRIATE FUNDS FOR THE LEGISLATIVE BUDGET  
16 IN ANY YEAR THAT WOULD RESULT IN THAT BUDGET EXCEEDING 1% OF THE  
17 GENERAL FUND/GENERAL PURPOSE BUDGET.

18 Resolved further, That the foregoing amendment shall be  
19 submitted to the people of the state at the next general election  
20 in the manner provided by law.