

SENATE JOINT RESOLUTION J

May 31, 2017, Introduced by Senators HERTEL, BIEDA, ANANICH, HOPGOOD, KNEZEK, JOHNSON, GREGORY, YOUNG and CONYERS and referred to the Committee on Government Operations.

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 12 of article IV, section 23 of article V, section 18 of article VI, and section 9 of article VII and adding section 9 to article III, to require an intervening election before a change to an elected official's compensation becomes effective.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to require an intervening election before a change to an elected official's compensation becomes effective, is proposed, agreed to, and submitted to the people of the state:

ARTICLE III

1

1 **SEC. 9. A CHANGE IN COMPENSATION FOR AN ELECTED OFFICIAL IS**
 2 **NOT EFFECTIVE UNTIL AN ELECTION FOR THAT ELECTED OFFICIAL'S OFFICE**
 3 **HAS INTERVENED.**

4 ARTICLE IV

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

23 The concurrent resolution may amend the salary and expense
 24 determinations of the state officers compensation commission to
 25 reduce the salary and expense determinations by the same proportion
 26 for members of the legislature, the governor, the lieutenant
 27 governor, the attorney general, the secretary of state, and the

1 justices of the supreme court. The legislature shall not amend the
 2 salary and expense determinations to reduce them to below the
 3 salary and expense level that members of the legislature, the
 4 governor, the lieutenant governor, the attorney general, the
 5 secretary of state, and the justices of the supreme court receive
 6 on the date the salary and expense determinations are made. If the
 7 salary and expense determinations are approved or amended as
 8 provided in this section, the salary and expense determinations
 9 shall become effective for the ~~legislative session~~ **TERM OF OFFICE**
 10 immediately following the next general election **FOR THAT OFFICE**.
 11 The commission shall meet each 2 years for no more than 15 session
 12 days. The legislature shall implement this section by law.

13 ARTICLE V

14 Sec. 23. The governor, lieutenant governor, secretary of
 15 state, and attorney general shall each receive the compensation
 16 provided by law in full payment for all services performed and
 17 expenses incurred during his **OR HER** term of office. Such
 18 compensation shall not be changed during the term of office. ~~except~~
 19 ~~as otherwise provided in this constitution.~~

20 ARTICLE VI

21 Sec. 18. Salaries of justices of the supreme court, of the
 22 judges of the court of appeals, of the circuit judges within a
 23 circuit, and of the probate judges within a county or district,
 24 shall be uniform, and ~~may be increased but shall not be decreased~~
 25 ~~during a term of office except and only to the extent of a general~~
 26 ~~salary reduction in all other branches of government.~~ **EXCEPT AS**
 27 **PROVIDED IN SECTION 9 OF ARTICLE III.**

1 Each of the judges of the circuit court shall receive an
2 annual salary as provided by law. In addition to the salary
3 received from the state, each circuit judge may receive from any
4 county in which he **OR SHE** regularly holds court an additional
5 salary as determined from time to time by the board of supervisors
6 of the county. In any county where an additional salary is granted,
7 it shall be paid at the same rate to all circuit judges regularly
8 holding court therein.

9 ARTICLE VII

10 Sec. 9. ~~Boards~~ **EXCEPT AS PROVIDED IN SECTION 9 OF ARTICLE III,**
11 **BOARDS** of supervisors shall have exclusive power to fix the
12 compensation of county officers not otherwise provided by law.

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