

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)



126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 1541

H.P. 1108

House of Representatives, May 20, 2013

**An Act To Ensure That Legislators Share the Sacrifice with Civil
Servants in the Event of a State Government Shutdown**

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative RUSSELL of Portland.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 3 MRSA §5** is enacted to read:

3 **§5. Diminishment of salary due to State Government shutdown**

4 **1. Failure to enact budget.** Notwithstanding section 2, the salary of each member
5 of the Senate and House of Representatives must be reduced if a state budget bill under
6 Title 5, section 1666 is not enacted into law by July 1st of an odd-numbered year and as a
7 result a shutdown of State Government occurs.

8 **2. Determination of amount of reduction.** After any odd-numbered year in which
9 a shutdown as described in subsection 1 occurs, the salary of each Legislator for the
10 immediately following second regular session must be reduced by an amount that is
11 proportional to the length of the shutdown as determined according to this subsection.

12 **A.** No later than 30 days following the end of the shutdown, the Executive Director
13 of the Legislative Council shall determine:

14 **(1)** The number of days the shutdown lasted, not including weekends and
15 holidays; and

16 **(2)** The average length of a second regular session in days for the most recent 5
17 second regular sessions.

18 **B.** The Executive Director of the Legislative Council shall divide the amount of
19 salary that each Legislator is entitled to for the immediately following second regular
20 session by the average number of days of a second regular session, as determined
21 pursuant to paragraph A, subparagraph (2). The result of this calculation is the per
22 diem salary for the second regular session.

23 **C.** The Executive Director of the Legislative Council shall multiply the per diem
24 salary as determined pursuant to paragraph B by the number of shutdown days as
25 determined pursuant to paragraph A, subparagraph (1). The result of this calculation
26 is the amount of salary that must be deducted from each Legislator's salary for the
27 immediately following second regular session.

28 **SUMMARY**

29 This bill requires the salary of all Legislators to be reduced by an amount that is
30 proportional to the length of a shutdown that occurs due to a biennial budget's not being
31 enacted into law by July 1st of an odd-numbered year.