## MAINE STATE LEGISLATURE

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## 120th MAINE LEGISLATURE

## **FIRST REGULAR SESSION-2001**

Legislative Document

No. 400

S.P. 124

In Senate, January 30, 2001

An Act to Implement the Recommendations of the Judicial Compensation Commission Regarding Compensation.

Reported by Senator RAND of Cumberland for the Judicial Compensation Commission pursuant to Maine Revised Statutes, Title 4, section 1701.

Reference to the Committee on Judiciary suggested and ordered printed pursuant to Joint Rule 218.

JOY J. O'BRIEN Secretary of the Senate

| Вe | it | enacted | by | the | People | e of | the | State | of | Maine | as | follows: |
|----|----|---------|----|-----|--------|------|-----|-------|----|-------|----|----------|
|    |    |         |    |     |        |      |     |       |    |       |    |          |

| 2  | Sec. 1. 4 MRSA §4, sub-§1, as amended by PL 1997, c. 643, Pt.                                                              |
|----|----------------------------------------------------------------------------------------------------------------------------|
| 4  | M, §1, is further amended to read:                                                                                         |
| 6  | 1. Chief justice; salary. The Chief Justice of the Supreme Judicial Court is entitled to receive a salary, for fiscal year |
| 8  | 1998-99 2001-02 and thereafter, of \$111,000 \$124,840, to be paid biweekly.                                               |
| 10 | Soc 2 4 MDCA 84 cmb 82 MA                                                                                                  |
| 12 | Sec. 2. 4 MRSA §4, sub-§2, ¶A, as repealed and replaced by PL 1997, c. 643, Pt. M, §2, is amended to read:                 |
| 14 | A. For fiscal year $1998-99$ $2001-02$ and thereafter, \$96,000 $$108,556$ , to be paid biweekly.                          |
| 16 | Sec. 2. 4 MDCA \$102 cub \$1. ac amounded by DI 1007 in 642                                                                |
| 18 | Sec. 3. 4 MRSA §102, sub-§1, as amended by PL 1997, c. 643, Pt. M, §4, is further amended to read:                         |
| 20 | 1. Chief justice; salary. The Chief Justice of the Superior Court is entitled to receive a salary, for fiscal year         |
| 22 | 1998-99 2001-02 and thereafter, of \$94,000 \$106,385, to be paid biweekly.                                                |
| 24 | Sec. 4. 4 MRSA §102, sub-§2, ¶A, as repealed and replaced by                                                               |
| 26 | PL 1997, c. 643, Pt. M, §5, is amended to read:                                                                            |
| 28 | A. For fiscal year $1998-99$ $2001-02$ and thereafter, $$99,000$ $$102,043$ , to be paid biweekly.                         |
| 30 | -                                                                                                                          |
| 32 | Sec. 5. 4 MRSA §104-A, as amended by PL 1997, c. 643, Pt. M, §6, is further amended to read:                               |
| 34 | yo, is further amended to read:                                                                                            |
| 34 | §104-A. Per diem compensation for Active Retired Superior Court Justices                                                   |
| 36 |                                                                                                                            |

Any Active Retired Justice of the Superior Court, who performs judicial service at the direction and assignment of the Chief Justice of the Supreme Judicial Court, is compensated for those services at the rate of \$200 \$300 per day or \$125 \$175 per 1/2 day, provided that the total per diem compensation and retirement pension received by an Active Retired Justice of the Superior Court in any calendar year does not exceed the annual salary of a Justice of the Superior Court.

Sec. 6. 4 MRSA §157, sub-§2, as amended by PL 1997, c. 643, Pt. M, §7, is further amended to read:

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|    | 2. Chief Judge; salary. The Chief Judge of the District                                                                                                                                              |
|----|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2  | Court is entitled to receive a salary, for fiscal year 1998-99 2001-02 and thereafter, of \$94,000 \$106,385, to be paid biweekly.                                                                   |
| 4  |                                                                                                                                                                                                      |
| 6  | Sec. 7. 4 MRSA §157, sub-§3, as amended by PL 1997, c. 643, Pt. M, §8, is further amended to read:                                                                                                   |
| 8  | 3. Deputy Chief Judge; salary. The Deputy Chief Judge of the District Court is entitled to receive a salary, for fiscal                                                                              |
| 10 | year $1998-99$ $2001-02$ and thereafter, of $$92,000$ $$104,214$ , to be paid biweekly.                                                                                                              |
| 12 | Coc 9 4 MDCA \$157 cmb \$4 ffA                                                                                                                                                                       |
| 14 | Sec. 8. 4 MRSA $\S157$ , sub- $\S4$ , $\PA$ , as repealed and replaced by PL 1997, c. 643, Pt. M, $\S9$ , is amended to read:                                                                        |
| 16 | A. For fiscal year $\frac{1998-99}{2001-02}$ and thereafter, $\$99,099$ $\$102,043$ , to be paid biweekly.                                                                                           |
| 18 | -                                                                                                                                                                                                    |
| 20 | Sec. 9. 4 MRSA §157-D, as amended by PL 1997, c. 643, Pt. M, §10, is further amended to read:                                                                                                        |
| 22 | §157-D. Active retired judges; compensation                                                                                                                                                          |
| 24 | Any Active Retired Judge of the District Court, who performs                                                                                                                                         |
| 26 | judicial service at the direction and assignment of the Chief Judge of the District Court, is compensated for those services at the rate of \$200 \$300 per day or \$125 \$175 per 1/2 day, provided |
| 28 | that the total per diem compensation and retirement pension                                                                                                                                          |
| 20 | received by an Active Retired Judge of the District Court in any                                                                                                                                     |
| 30 | calendar year does not exceed the annual salary of a Judge of the District Court.                                                                                                                    |
| 32 |                                                                                                                                                                                                      |
| 34 |                                                                                                                                                                                                      |
|    | SUMMARY                                                                                                                                                                                              |
| 36 | This hill implements southing assumed at inches of the Indiaiol                                                                                                                                      |
| 38 | This bill implements certain recommendations of the Judicial Compensation Commission established by the Maine Revised Statutes, Title 4, chapter 35. The bill includes a number of                   |
| 40 | changes that, taken together, form a comprehensive plan for attracting the most highly qualified candidates to the bench by                                                                          |
| 42 | improving the compensation provided to the State's judiciary.  The bill increases the direct compensation for the State's judges                                                                     |
| 44 | and justices and increases the per diem rate for Active Retired                                                                                                                                      |

Judges.

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