

# MAINE STATE LEGISLATURE

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M  
R.O.S.

L.D. 1961

DATE: 4-16-04

(Filing No. S-542)

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STATE OF MAINE  
SENATE  
121ST LEGISLATURE  
SECOND SPECIAL SESSION

SENATE AMENDMENT "C" to S.P. 806, L.D. 1961, Bill, "An Act To Clarify Legislative Pay"

Amend the bill by inserting after the enacting clause and before section 1 the following:

'Sec. 1. 3 MRSA §2, first ¶, as amended by PL 2003, c. 20, Pt. F, §1, is further amended to read:

Each member of the Senate and House of Representatives, beginning with the first Wednesday of December 2000 and thereafter, is entitled to \$10,815 ~~\$11,384~~ in the first year and \$7,725 ~~\$8,131.42~~ in the 2nd year of each biennium, except that if a Legislator who is a recipient of retirement benefits from the federal Social Security Administration files a written request with the Executive Director of the Legislative Council within one week after the biennium commences, the Legislator is entitled to \$9,270 in each year of the biennium. ~~Each member of the Senate and the House of Representatives must receive a cost-of-living adjustment in annual legislative salary, except that the percentage increase may not exceed 5% in any year. Beginning December 1, 2001, the salary for each legislative session must be adjusted each December 1st by the percentage change in the Consumer Price Index for the most recently concluded fiscal year, except that no member of the Senate or the House of Representatives may receive a cost-of-living adjustment in annual legislative salary for the Second Regular Session of the 121st Legislature or the First Regular Session of the 122nd Legislature.~~ In addition, each Legislator is entitled to be paid for travel at each legislative session once each week at the same rate per mile to and from that Legislator's place of abode as state employees receive, the mileage to be determined by the most reasonable direct route, except that Legislators may be reimbursed for tolls paid for travel on the Maine Turnpike as

**SENATE AMENDMENT**

R. of S.

SENATE AMENDMENT "C" to S.P. 806, L.D. 1961

2 long as they have a receipt for payment of the tolls, such tolls  
4 to be reimbursed when Legislators use the Maine Turnpike in  
6 traveling to and from sessions of the Legislature or in  
8 performance of duly authorized committee assignments. Each  
Legislator is entitled to mileage on the first day of the  
session, and those amounts of salary and expenses at such times  
as the Legislature may determine during the session, and the  
balance at the end of the session.'

10 Further amend the bill in section 1 in the first paragraph  
12 in the last line (page 1, line 33 in L.D.) by inserting after the  
14 following: "apply" the following: 'for the duration of the  
16 special session that occurs prior to the statutory adjournment  
18 date of the first regular session or the 2nd regular session that  
20 ended immediately prior to the special session. After the  
22 regular session statutory adjournment date before which a special  
session began, the members of the Senate and the House of  
Representatives must each be compensated \$100 for every day's  
attendance at that special session held after that adjournment  
date plus expenses and mileage pursuant to this section for the  
rest of that special session.'

24 Further amend the amendment by relettering or renumbering  
any nonconsecutive Part letter or section number to read  
consecutively.

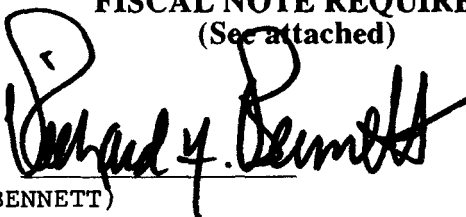
SUMMARY

28 This amendment repeals the automatic cost-of-living  
30 adjustment in the annual legislative salary, but maintains the  
32 legislative salary at its current level to reflect cost-of-living  
adjustments applied in previous years.

34 This amendment provides that the nonpayment of special  
36 session per diem applies only until the statutory adjournment  
38 date of the regular session that immediately preceded the special  
session. If the special session extends beyond the statutory  
adjournment date of the regular session, then Legislators are  
entitled to the special session per diem.

FISCAL NOTE REQUIRED

(See attached)



46 SPONSORED BY:  
48 (Senator R. BENNETT)

50 COUNTY: Oxford

SENATE AMENDMENT



**121st Maine Legislature  
Office of Fiscal and Program Review**

**LD 1961  
An Act to Clarify Legislative Pay**

**LR 2882(05)  
Fiscal Note for Senate Amendment 'A'  
Sponsor: Sen. Bennett  
Fiscal Note Required: Yes**

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**Fiscal Note**

Undetermined future biennium savings - General Fund

**Fiscal Detail and Notes**

PL 2003, chapter 20 eliminated the cost-of-living adjustment (COLA) in annual legislative salary for the Second Regular Session of the 121st and First Regular Session of the 122nd and the associated funds were deappropriated in fiscal year 2003-04 and fiscal year 2004-05. The amount of savings in fiscal year 2005-06 and fiscal year 2006-07 will depend on the change in the CPI and is not known at this time. The amounts deappropriated for fiscal year 2003-04 and fiscal year 2004-05 were \$65,570 and \$112,903, respectively.