

## STATE LEGISLATURES

**Table 3.8**  
**METHOD OF SETTING LEGISLATIVE COMPENSATION**

<i>State</i>	<i>Method</i>
Alabama.....	Constitutional Amendment 57
Alaska .....	Alaska Stat. §24.10.100 , §24.10.101
Arizona .....	Arizona Revised Statutes 41-1103 and 41-1904— Compensation commission sends to a public vote
Arkansas .....	Amendment 70, Ark. Stat. Ann. §10-2-212 et seq.
California.....	Art. IV, §4; Proposition 112; Cal. Gov. Code §8901 et seq.
Colorado .....	Colorado Stat. 2-2-301(1)
Connecticut .....	Conn. Gen. Stat. Ann. §2-9a; The General Assembly takes independent action pursuant to recommendations of a Compensation Commission.
Delaware.....	Del. Code Ann. Title 29, §710 et seq.; §§3301-3304, are implemented automatically if not rejected by resolution.
Florida.....	§11.13(1), Florida Statutes; Statute provides members same percentage increase as state employees.
Georgia .....	Ga. Code Ann. §45-7-4 and §28-1-8
Hawaii .....	Art. III, §9; Commission recommendations take effect unless rejected by concurrent resolution or the governor. Any change in salary that becomes effective does not apply to the legislature to which the recommendation was submitted.
Idaho .....	Idaho Code 67-406a and 406b; Citizens' Commission
Illinois.....	25 ILCS 120; Salaries set by Compensation Review Board. 25 ILCS 115; Tied to employment cost index, wages and salaries for state and local government workers.
Indiana .....	Ind. Code Ann. §2-3-1-1; An amount equal to 18% of the annual salary of a judge under IC 33-38-5-6, as adjusted under IC 33-38-5-8.1.
Iowa.....	Iowa Code Ann. §2.10; Iowa Code Ann. §2A.1 thru 2A.5
Kansas.....	Kan. Stat. Ann. §46-137a et seq.; §75-3212
Kentucky.....	Ky. Rev. Stat. Ann. §6.226-229; the Kentucky committee has not met since 1995. The most recent pay raise was initiated and passed by the General Assembly.
Louisiana .....	L.a. Rev. Stat. 24:31 & 31.1
Maine .....	Maine Constitution Article IV, Part Third, §7 and 3 MRSA, §2 and 2-A; Increase in compensation is presented to the legislature as legislation; the legislature must enact and the governor must sign into law; takes effect only for subsequent legislatures.
Maryland.....	Art. III, §15; Commission meets before each four-year term of office and presents recommendations to the General Assembly for action. Recommendations may be reduced or rejected.
Massachusetts.....	Mass. Gen. Laws Ann. ch. 3, §§9,10; In 1998, the voters passed a legislative referendum that starting with the 2001 session, members will receive an automatic increase or decrease according to the median household income for the commonwealth for the preceding 2-year period.
Michigan .....	Art. IV §12; Compensation Commission recommends, legislature by majority vote must approve or reduce for change to be effective the session immediately following the next general election.
Minnesota .....	Minn. Stat. Ann §15A.082; Compensation council makes a recommendation. Must be approved by the legislature and governor. Does not go into effect until after next election of the House.
Mississippi.....	Miss. Code Ann. 5-1-41
Missouri .....	Art. III, §§16, 34; Mo. Ann. Stat. §21.140; Recommendations are adjusted by legislature or governor if necessary.
Montana.....	Mont. Laws 5-2-301; Tied to executive broadband pay plan.
Nebraska.....	Neb. Const. Art. III, §7; Neb. Rev. Stat. 50-123.01
Nevada .....	§218.210-§218.225
New Hampshire .....	Art. XV, part second
New Jersey.....	Statute. NJSA 52:10A-1
New Mexico.....	Art. IV, §10 ; 2-1-8 NMSA
New York.....	Art. 3, §6; Consolidated Laws of NY Ann. 32-2-5a
North Carolina.....	N.C.G.S. 120-3
North Dakota.....	Statutes 54-03-10 and 54-03-20; Legislative Compensation Commission 54-03-19.1
Ohio.....	Art. II, §31; Ohio Rev. Code Ann. title 1 ch. 101.27 thru 101.272
Oklahoma .....	Okla. Stat. Ann. title 74, §291 et seq.; Art V, §21; Title 74, §291.2 et seq.; Legislative Compensation Board
Oregon .....	Or. Rev. Stat. §171.072
Pennsylvania.....	Pa. Cons. Stat. Ann. 46 PS §5; 65 PS §366.1 et seq. Legislators receive annual cost of living increase that is tied to the Consumer Price Index.
Rhode Island.....	Art. VI, §3

See footnotes at end of table.

**METHOD OF SETTING LEGISLATIVE COMPENSATION — Continued**

<i>State</i>	<i>Method</i>
<b>South Carolina</b> .....	S.C. Code Ann. 2-3-20 and the annual General Appropriations Act
<b>South Dakota</b> .....	Art. III, §6 and Art. XXI, §2; S.D. Codified Laws Ann. §20402 et seq.
<b>Tennessee</b> .....	Art. II, §23; Tenn. Code Ann. §3-1-106 et seq.
<b>Texas</b> .....	Art. III, §24; In 1991 a constitutional amendment was approved by voters to allow Ethics Commission to recommend the salaries of members. Any recommendations must be approved by voters to be effective. The provision has yet to be used.
<b>Utah</b> .....	Art. VI, §9; Utah Code Ann. §36-2-2, et seq.
<b>Vermont</b> .....	Vt. Stat. Ann. title 32, §1051 and §1052
<b>Virginia</b> .....	Art. IV, §5; Va. Code Ann. §30-19.11 thru §30-19.14
<b>Washington</b> .....	Art. II, §23; §43.03.060; Wash. Rev. Code Ann. §43.03.028; Salary Commission sets salaries of legislature and other state officials based on market study and input from citizens.
<b>West Virginia</b> .....	Art. 6, §33; W. Va. Code §4-2A-1 et seq.; Submits by resolution and must be concurred by at least four members of the commission. The Legislature must enact the resolution into law and may reduce, but shall not increase, any item established in such resolution.
<b>Wisconsin</b> .....	Sections 20.923 and 230.12, Wis. Statutes, created by Chapter 90, Laws of 1973, and amended by 1983 Wis. Act 27 and Wis. Act 33, provide the current procedure for setting salaries of elected state officials. Generally, compensation is determined as part of the state compensation plan for non-represented employees and is approved by vote of the joint committee on employment relations.
<b>Wyoming</b> .....	Wyo. Stat. §28-5-101 thru §28-5-105

*Source:* National Conference of State Legislatures, 2010.