

# SENATE, No. 1229

## STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED JANUARY 25, 2018

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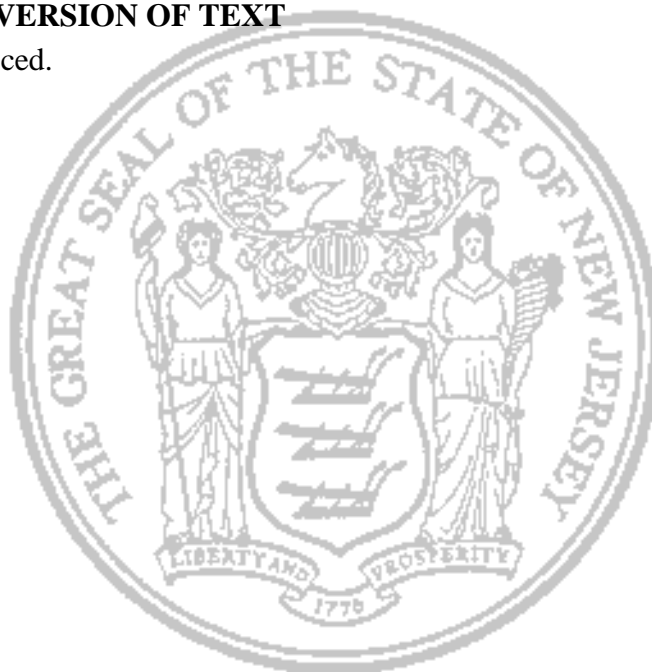
**Senator Bateman**

**SYNOPSIS**

Increases annual salary of certain public employees.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 2/9/2018)**

1 AN ACT concerning the annual salary of certain public employees,  
2 and amending various parts of the statutory law and  
3 supplementing chapter 11 of Title 52 of the Revised Statutes.

4  
5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7  
8 1. N.J.S.2B:2-4 is amended to read as follows:

9 2B:2-4. Judicial Salaries. **【**Annual salaries of justices and  
10 judges beginning on January 1, 2008 shall be:

11	Chief Justice of the Supreme Court	\$183,182
12	Associate Justice of the Supreme Court	\$176,488
13	Judge of the Superior Court, 14 Appellate Division	\$167,023
15	Judge of the Superior Court, 16 Assignment Judge	\$163,404
17	Judge of the Superior Court; 18 Judge of the Tax Court	\$157,000 <b>】</b>

19 Annual salaries of justices and judges beginning on January 1,  
20 2009 and thereafter shall be:

21	Chief Justice of the Supreme Court	\$192,795
22	Associate Justice of the Supreme Court	\$185,482
23	Judge of the Superior Court, 24 Appellate Division	\$175,534
25	Judge of the Superior Court, 26 Assignment Judge	\$171,731
27	Judge of the Superior Court; 28 Judge of the Tax Court	\$165,000

29 The annual salaries of justices and judges shall be increased by  
30 \$8,000 in calendar year 2018. The annual salaries of justices and  
31 judges set in calendar year 2018, shall be increased by \$8,000,  
32 beginning on January 1, 2019. The annual salary of justices and  
33 judges set on January 1, 2019, shall be increased by \$8,000  
34 beginning on January 1, 2020.

35 Beginning on January 1, 2021 and thereafter, the amount of the  
36 annual salary determined for the prior calendar year shall be  
37 adjusted annually by the State Treasurer in direct proportion to the  
38 percent change in the Consumer Price Index over a 12-month period  
39 beginning November 1 and ending October 31. For the purpose of  
40 this section, "Consumer Price Index" means the Consumer Price  
41 Index for All Urban Consumers, New York-Northern New Jersey-  
42 Long Island Metropolitan Area, All Items (1982-84=100), as  
43 published by the Bureau of Labor Statistics in the United States  
44 Department of Labor. The State Treasurer shall determine the  
45 amount of the adjustment by December 1 of each year and the

**EXPLANATION** – Matter enclosed in bold-faced brackets **【thus】** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 adjustment shall become effective for payments to be made during  
2 the calendar year following the determination, beginning with  
3 payments made on or after January 1 of each calendar year. An  
4 adjustment in the annual payment shall be made only if the percent  
5 change in the Consumer Price Index for the period specified is  
6 greater than zero. If the reference base of the index is changed, the  
7 index used to determine the Consumer Price Index shall be the  
8 index converted to the new base by standard statistical methods.  
9 The first adjustment determination shall be made by December 1,  
10 2020 and applicable to payments commencing on January 1, 2021.

11 (cf: P.L.2007, c.350, s.1)

12

13 2. Section 1 of P.L.1974, c.55 (C.52:14-15.107) is amended to  
14 read as follows:

15 1. Notwithstanding the provisions of the annual appropriations  
16 act and section 7 of P.L.1974, c.55 (C.52:14-15.110), **the Governor**  
17 **shall fix and establish** the annual salary**,** not to exceed \$133,330  
18 in calendar year 2000, \$137,165 in calendar year 2001 and  
19 \$141,000 in calendar year 2002 and thereafter,**]** for each of the  
20 following officers shall be \$175,000 in calendar year 2018 and  
21 thereafter:

22 Title

23 Agriculture Department

24 Secretary of Agriculture

25 Children and Families Department

26 Commissioner of Children and Families

27 Community Affairs Department

28 Commissioner of Community Affairs

29 Corrections Department

30 Commissioner of Corrections

31 Education Department

32 Commissioner of Education

33 Environmental Protection Department

34 Commissioner of Environmental Protection

35 Health **[and Senior Services]** Department

36 Commissioner of Health **[and Senior Services]**

37 Human Services Department

38 Commissioner of Human Services

39 Banking and Insurance Department

40 Commissioner of Banking and Insurance

41 Labor and Workforce Development Department

42 Commissioner of Labor and Workforce Development

43 Law and Public Safety Department

44 Attorney General

45 Military and Veterans' Affairs Department

46 Adjutant General

47 State Department

48 Secretary of State

1 Transportation Department  
2 Commissioner of Transportation  
3 Treasury Department  
4 State Treasurer  
5 Members, Board of Public Utilities  
6 (cf: P.L.2010, c.34, s.16)  
7

8 3. (New section) The annual salary of the executive director of  
9 each full time legislative staff operating under the direction of the  
10 Senate President, the Speaker of the General Assembly, and the  
11 Minority Leaders of each House of the Legislature shall be fixed  
12 and established by the President of the Senate and by the Speaker of  
13 the General Assembly, as appropriate, for each director in any  
14 amount that the President or Speaker determines to be appropriate  
15 for that director, but shall not exceed \$175,000 in calendar year  
16 2018 and thereafter.

17  
18 4. N.J.S.2A:158-10 is amended to read as follows:

19 2A:158-10. County prosecutors shall receive annual salaries to  
20 be fixed by the governing body of the county at \$153,000 beginning  
21 on January 1, 2008 and \$165,000 beginning on January 1, 2009 and  
22 thereafter. The annual salaries of county prosecutors shall be  
23 increased by \$8,000 in calendar year 2018. The annual salaries of  
24 county prosecutors set in calendar year 2018, shall be increased by  
25 \$8,000, beginning on January 1, 2019. The annual salary of county  
26 prosecutors set on January 1, 2019, shall be increased by \$8,000  
27 beginning on January 1, 2020.

28 Beginning on January 1, 2021 and thereafter, the amount of the  
29 annual salary determined for the prior calendar year shall be  
30 adjusted annually by the State Treasurer in direct proportion to the  
31 percent change in the Consumer Price Index over a 12-month period  
32 beginning November 1 and ending October 31. For the purpose of  
33 this section, "Consumer Price Index" means the Consumer Price  
34 Index for All Urban Consumers, New York-Northern New Jersey-  
35 Long Island Metropolitan Area, All Items (1982-84=100), as  
36 published by the Bureau of Labor Statistics in the United States  
37 Department of Labor. The State Treasurer shall determine the  
38 amount of the adjustment by December 1 of each year and the  
39 adjustment shall become effective for payments to be made during  
40 the calendar year following the determination, beginning with  
41 payments made on or after January 1 of each calendar year. An  
42 adjustment in the annual payment shall be made only if the percent  
43 change in the Consumer Price Index for the period specified is  
44 greater than zero. If the reference base of the index is changed, the  
45 index used to determine the Consumer Price Index shall be the  
46 index converted to the new base by standard statistical methods.  
47 The first adjustment determination shall be made by December 1,  
48 2020 and applicable to payments commencing on January 1, 2021.

1 There shall be appropriated annually to the Department of  
2 Community Affairs for payment to each county for additional salary  
3 costs resulting from the increase in the salary of county prosecutors  
4 an amount equal to the amount by which the annual salary paid to  
5 the county prosecutor under this section exceeds \$100,000.00.

6 (cf: P.L.2007, c.350, s.2)

7  
8 5. This act shall take effect immediately.

9  
10  
11 STATEMENT

12  
13 This bill establishes the annual salary for the Governor's cabinet  
14 officers and members of the Board of Public Utilities (BPU) at  
15 \$175,000 in calendar year 2018 and thereafter.

16 In addition, the bill provides for an \$8,000 increase in calendar  
17 year 2018, and for an \$8,000 increase on January 1 of each of the next  
18 subsequent two years, in the annual salaries for the justices of the  
19 Supreme Court, Appellate Division judges, Assignment judges, judges  
20 of the Superior Court, and judges of the Tax Court. The bill provides  
21 for an automatic annual adjustment on the 2020 salaries for calendar  
22 year 2021, and annually thereafter, based on the change in the  
23 Consumer Price Index. Under current law, the annual salary for  
24 workers' compensation judges, administrative law judges, surrogates,  
25 county clerks, registers of deeds and mortgages, and sheriffs are linked  
26 to the annual salary for a Superior Court judge so that they receive the  
27 specific or minimum percentage that is set by law, of the Superior  
28 Court judges' salaries. The statutes that provide for these linked  
29 salaries are clearly mandatory in nature and when the salaries of  
30 judges are increased, the linked salaries must also be increased,  
31 including retroactively. The statutory language must be complied with  
32 to achieve the Legislature's intent.

33 The bill increases the annual salary for county prosecutors in the  
34 same amounts and in the same manner as the salaries of judges and  
35 justices are increased by the bill. The annual salary is currently  
36 \$165,000.

37 The bill codifies a provision for the annual salary of the executive  
38 director of each full time legislative staff operating under the direction  
39 of the Senate President, the Speaker of the General Assembly, and the  
40 Minority Leaders of each House of the Legislature. Currently, these  
41 salaries are not provided for by statute. Under the bill, the salary for  
42 each executive director will be fixed and established by the President  
43 of the Senate or by the Speaker of the General Assembly, as  
44 appropriate, in any amount that the President or Speaker determines to  
45 be appropriate for that director, but not to exceed \$175,000 in calendar  
46 year 2018 and thereafter. While this maximum amount for the annual  
47 salary is identical to the amount for the annual salary for the  
48 Governor's cabinet officers and members of the Board of Public

**S1229 SWEENEY, SARLO**

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1 Utilities, the President of the Senate and the Speaker of the General  
2 Assembly will have complete discretion to set the salaries for the  
3 legislative executive directors at any amount that is at or below this  
4 maximum, as they deem appropriate. The President and Speaker  
5 require the flexibility to set the annual salary for each executive  
6 director at any amount, whether at or below the maximum, irrespective  
7 of the salaries of the Executive Branch officers.