

CHAPTER 144

GOVERNMENT - STATE

SENATE BILL 05-042

BY SENATOR(S) Taylor, Anderson, Takis, and Tupa;
also REPRESENTATIVE(S) Vigil, Coleman, and McFadyen.

AN ACT

**CONCERNING THE ANNUAL COMPENSATION OF MEMBERS OF THE PUBLIC UTILITIES COMMISSION, AND,
IN CONNECTION THEREWITH, REPEALING OBSOLETE PROVISIONS.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 24-9-102 (1) (d) and (3), Colorado Revised Statutes, are amended to read:

24-9-102. Salaries of appointed state officials. (1) The following state officials shall receive annual salaries and allowances, payable monthly, as follows:

(d) ~~(f)~~ Effective July 1, ~~1996~~ 2005, public utilities commission, each commissioner, an amount as set ~~pursuant to subparagraph (H) of this paragraph (d).~~

~~(H) The commissioner's salary shall be set~~ BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REGULATORY AGENCIES based on a ~~one-time occupational classification and salary survey which the state auditor shall conduct or cause to be conducted on or before July 1, 1996. The salary survey shall include, but not be limited to, a fair sample of public and private employments with similar qualifications, experience, and workload from areas throughout the state~~ THE MOST RECENT AVAILABLE FIGURES CONTAINED IN THE ANNUAL TOTAL COMPENSATION SURVEY CONDUCTED BY THE STATE PERSONNEL DIRECTOR PURSUANT TO SECTION 24-50-104 (4) (a) AND SUBJECT TO REVIEW BY THE STATE AUDITOR AND THE GENERAL ASSEMBLY PURSUANT TO SECTION 24-50-104 (4) (b) AND (4) (c). THE COMMISSIONERS' SALARIES SHALL BE SET WITHIN THE RANGE IDENTIFIED IN THE SURVEY FOR THE CATEGORY OF SENIOR EXECUTIVE SERVICE AND SHALL BE UNIFORM; EXCEPT THAT THE CHAIRMAN MAY RECEIVE A SALARY THAT IS UP TO TEN PERCENT HIGHER THAN THOSE OF THE OTHER TWO COMMISSIONERS.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

~~(III) Upon completion of the occupational classification and salary survey, the state auditor shall certify and transmit the results of the survey and the salary level established pursuant to the survey to the director of research of the legislative council and the executive director of the department of regulatory agencies.~~

~~(IV) In the event a commissioner's salary is increased by more than thirty percent of the current salary as a result of the occupational classification and salary survey conducted pursuant to subparagraph (H) of this paragraph (d), such increase shall be implemented as follows: The increase equal to thirty percent of the current salary plus one-half of the increase over thirty percent of the current salary shall be effective July 1, 1996; the remainder of the salary increase shall be effective July 1, 1997.~~

~~(V) The state auditor shall conduct a review or cause a review to be conducted of the occupational classification and salary survey whenever conditions indicate that a change in the commissioner's salary is necessary. Such change will be confirmed by the audit committee before implementation.~~

~~(3) The salaries fixed by paragraphs (a) and (b) of subsection (1) of this section shall become payable on July 1, 1987. The salaries fixed by paragraphs (c) to (e) of subsection (1) of this section shall become payable on August 1, 1984.~~

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 12, 2005