



1 (e) Section 5 of Public Act 92-607, as applied to judges  
2 and the Auditor General, in withholding payment of a  
3 component of compensation, does not comport with the  
4 provisions of Article VI, Section 14, and Article VIII,  
5 Section 3, of the Illinois Constitution; and

6 (f) It is in the public interest to defer the next  
7 report of the Compensation Review Board that otherwise would  
8 be filed in 2004 for an additional period of one year,  
9 requiring the Board to file its next report in 2005 and to  
10 file subsequent reports every 2 years; therefore"; and

11 by replacing everything after the enacting clause with the  
12 following:

13 "Section 5. The Compensation Review Act is amended by  
14 changing Sections 4 and 5.5 as follows:

15 (25 ILCS 120/4) (from Ch. 63, par. 904)

16 Sec. 4. Meetings of the Board; determining compensation;  
17 public hearings; reports. The Board shall meet as often as  
18 may be necessary and shall determine, upon a vote requiring  
19 at least 7 affirmative votes, the compensation for members of  
20 the General Assembly, judges, other than the county  
21 supplement, State's attorneys, other than the county  
22 supplement, the elected constitutional officers of State  
23 government, and certain appointed officers of State  
24 government.

25 In determining the compensation for each office, the  
26 Compensation Review Board shall consider the following  
27 factors:

- 28 (a) the skill required,
- 29 (b) the time required,
- 30 (c) the opportunity for other earned income,
- 31 (d) the value of public services as performed in  
32 comparable states,

1           (e) the value of such services as performed in the  
2 private sector in Illinois and comparable states based on  
3 the responsibility and discretion required in the office,

4           (f) the average consumer prices commonly known as  
5 the cost of living,

6           (g) the overall compensation presently received by  
7 the public officials and all other benefits received,

8           (h) the interests and welfare of the public and the  
9 financial ability of the State to meet those costs, and

10          (i) such other factors, not confined to the  
11 foregoing, which are normally or traditionally taken into  
12 consideration in the determination of such compensation.

13          The Board shall conduct public hearings prior to filing  
14 its report.

15          At the public hearings, the Board shall allow interested  
16 persons to present their views and comments. The Board may  
17 prescribe reasonable rules for the conduct of public  
18 hearings, to prevent undue repetition. The meetings of the  
19 Board are subject to the Open Meetings Act.

20          The Board shall file an initial report with the House of  
21 Representatives, the Senate, the Comptroller and the  
22 Secretary of State. No report shall be filed in 2004.  
23 Subsequent Reports shall be filed therewith before April 1 in  
24 each odd-numbered even-numbered year thereafter stating the  
25 annual salary for members of the General Assembly, the  
26 elected State constitutional officers and certain appointed  
27 State officers and compensated employees and members of  
28 certain State departments, agencies, boards and commissions  
29 whose terms begin in the next calendar year; the annual  
30 salary for State's attorneys; and the annual salary for the  
31 Auditor General and for Supreme Court, Appellate Court,  
32 Circuit Court and Associate judges. If the report increases  
33 the annual salary of judges, State's attorneys, and the  
34 Auditor General, such increase shall take effect as soon as

1 the time period for disapproval or reduction, as provided in  
2 subsection (b) of Section 5, has expired.

3 The salaries in the report or as reduced by the General  
4 Assembly, other than for judges, State's attorneys, and the  
5 Auditor General, shall take effect as provided by law.

6 (Source: P.A. 90-375, eff. 8-14-97; 91-798, eff. 7-9-00.)

7 (25 ILCS 120/5.5)

8 Sec. 5.5. FY03 COLA's prohibited. Notwithstanding any  
9 provision of this Act, any other law, or any resolution of  
10 the General Assembly to the contrary, members of the General  
11 Assembly, ~~judges,--other-than-the-county-supplement,~~ State's  
12 attorneys, other than the county supplement, the elected  
13 constitutional officers of State government, and certain  
14 appointed officers of State government, including members of  
15 State departments, agencies, boards, and commissions whose  
16 annual compensation is determined by the Board, are  
17 prohibited from receiving and shall not receive any increase  
18 in compensation based on a cost of living adjustment, as  
19 authorized by Senate Joint Resolution 192 of the 86th General  
20 Assembly, for or during the fiscal year beginning July 1,  
21 2002.

22 Notwithstanding the provisions of Public Act 92-607 or  
23 any other law, the cost-of-living adjustment otherwise  
24 authorized by Senate Joint Resolution 192 of the 86th General  
25 Assembly for judges and the Auditor General shall be deemed  
26 to have taken effect for the fiscal year beginning July 1,  
27 2002 and shall be payable.

28 (Source: P.A. 92-607, eff. 6-28-02.)

29 Section 99. Effective date. This Act takes effect upon  
30 becoming law."