

House Bill 2238

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Chief Justice Martha L. Walters for Judicial Department and Oregon Circuit Court Judges Association)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Modifies annual salaries of judges of Supreme Court, Court of Appeals, circuit courts and Oregon Tax Court. Provides that, beginning on July 1, 2021, annual salaries of judges may not be less than specified percentage of annual salary of judge of United States District Court.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to compensation of judges; creating new provisions; amending ORS 292.406, 292.411, 292.416,
3 292.426 and 292.428; and declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 292.411, as amended by section 20, chapter 98, Oregon Laws 2018, is amended
6 to read:

7 292.411. [(1)(a) *The annual salary of the Chief Justice of the Supreme Court shall be \$150,572 for*
8 *the period beginning on January 1, 2017, and ending on June 30, 2018.*]

9 [(b) *On July 1, 2018, the annual salary of the Chief Justice of the Supreme Court, as adjusted*
10 *under ORS 292.428, shall be increased by \$5,000.*]

11 [(2)(a) *The annual salary of each other judge of the Supreme Court shall be \$147,560 for the period*
12 *beginning on January 1, 2017, and ending on June 30, 2018.*]

13 [(b) *On July 1, 2018, the annual salary of each other judge of the Supreme Court, as adjusted un-*
14 *der ORS 292.428, shall be increased by \$5,000.*]

15 **(1) The annual salary of the Chief Justice of the Supreme Court shall be \$176,800.**

16 **(2) The annual salary of each other judge of the Supreme Court shall be \$170,000.**

17 **SECTION 2.** ORS 292.406, as amended by section 19, chapter 98, Oregon Laws 2018, is amended
18 to read:

19 292.406. [(1)(a) *The annual salary of the Chief Judge of the Court of Appeals shall be \$147,560 for*
20 *the period beginning on January 1, 2017, and ending on June 30, 2018.*]

21 [(b) *On July 1, 2018, the annual salary of the Chief Judge of the Court of Appeals, as adjusted*
22 *under ORS 292.428, shall be increased by \$5,000.*]

23 [(2)(a) *The annual salary of each other judge of the Court of Appeals shall be \$144,536 for the*
24 *period beginning on January 1, 2017, and ending on June 30, 2018.*]

25 [(b) *On July 1, 2018, the annual salary of each other judge of the Court of Appeals, as adjusted*
26 *under ORS 292.428, shall be increased by \$5,000.*]

27 **(1) The annual salary of the Chief Judge of the Court of Appeals shall be \$170,000.**

28 **(2) The annual salary of each other judge of the Court of Appeals shall be \$166,400.**

29 **SECTION 3.** ORS 292.426, as amended by section 22, chapter 98, Oregon Laws 2018, is amended
30 to read:

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 292.426. [(1) *The annual salary of the judge of the Oregon Tax Court shall be \$139,652 for the*
 2 *period beginning on January 1, 2017, and ending on June 30, 2018.*]

3 [(2) *On July 1, 2018, the annual salary of the judge of the Oregon Tax Court, as adjusted under*
 4 *ORS 292.428, shall be increased by \$5,000.*] **The annual salary of the judge of the Oregon Tax**
 5 **Court shall be \$160,160.**

6 **SECTION 4.** ORS 292.416, as amended by section 21, chapter 98, Oregon Laws 2018, is amended
 7 to read:

8 292.416. [(1) *The annual salary of each judge of a circuit court shall be \$135,776 for the period*
 9 *beginning on January 1, 2017, and ending on June 30, 2018.*]

10 [(2) *On July 1, 2018, the annual salary of each judge of a circuit court, as adjusted under ORS*
 11 *292.428, shall be increased by \$5,000.*] **The annual salary of each judge of a circuit court shall**
 12 **be \$156,000.**

13 **SECTION 5.** ORS 292.428 is amended to read:

14 292.428. (1) **As used in this section:**

15 (a) **“Executive department” has the meaning given that term in ORS 174.112.**

16 (b) **“Management service” means the management service as provided in ORS 240.212.**

17 [(1)] (2)(a) Annual salaries of judges of the Supreme Court, the Court of Appeals, circuit courts
 18 and the Oregon Tax Court established under ORS 292.406, 292.411, 292.416 and 292.426 shall be ad-
 19 justed to reflect the same percentage amount of any positive cost of living adjustment granted to
 20 employees in the management service in the executive department.

21 [(2)] (b) The adjustment described in [subsection (1) of this section] **paragraph (a) of this sub-**
 22 **section** shall occur at the same time that salaries of employees in the management service in the
 23 executive department are adjusted.

24 [(3) *As used in this section:*]

25 [(a) *“Executive department” has the meaning given that term in ORS 174.112.*]

26 [(b) *“Management service” means the management service as provided in ORS 240.212.*]

27 (3) **On July 1 of each odd-numbered year, annual salaries of judges of the Supreme Court,**
 28 **the Court of Appeals, circuit courts and the Oregon Tax Court established under ORS**
 29 **292.406, 292.411, 292.416 and 292.426, as adjusted under subsection (2) of this section, shall be**
 30 **adjusted so that:**

31 (a) **The annual salary of the Chief Justice of the Supreme Court is no less than 90 percent**
 32 **of the annual salary of a judge of a United States District Court.**

33 (b) **The annual salary of each other judge of the Supreme Court is no less than 87 percent**
 34 **of the annual salary of a judge of a United States District Court.**

35 (c) **The annual salary of the Chief Judge of the Court of Appeals is no less than 87 per-**
 36 **cent of the annual salary of a judge of a United States District Court.**

37 (d) **The annual salary of each other judge of the Court of Appeals is no less than 85 per-**
 38 **cent of the annual salary of a judge of a United States District Court.**

39 (e) **The annual salary of the judge of the Oregon Tax Court is no less than 82 percent of**
 40 **the annual salary of a judge of a United States District Court.**

41 (f) **The annual salary of each judge of a circuit court is no less than 80 percent of the**
 42 **annual salary of a judge of a United States District Court.**

43 **SECTION 6.** The amendments to ORS 292.428 by section 5 of this 2019 Act become oper-
 44 **ative on July 1, 2021.**

45 **SECTION 7.** This 2019 Act being necessary for the immediate preservation of the public

1 **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**
2 **on its passage.**

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