

## **ITEM 11 [TENTATIVE]**

### **Salary Adjustment Attorney to the Commission/Chief Legal Counsel (CEA IV) Government Code Section 17529**

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#### **Executive Summary**

The Chief Legal Counsel position is established at a CEA IV level. State policy sets the maximum rate reserved for CEA incumbents whose duties require membership in the State Bar of California at \$13,381/month. In a policy memo issued on March 23, 2008 (PML 2008-012), the Department of Personnel Administration (now CalHR) authorizes the Commission to adjust CEA salaries up to 5 percent in a fiscal year. However, any salary movement greater than five percent or any salary movement into the “Restricted Zone” (monthly salaries above \$10,520) must be submitted to CalHR for approval. Ms. Shelton was appointed to her current position on December 9, 2005. She last received a salary adjustment in January of 2008. Ms. Shelton’s current monthly salary is \$11,758 (without PLP adjustment).

Therefore, the Commission may take action to adjust the Chief Legal Counsel’s salary but any salary movements will be subject to CalHR approval.

#### **Recommendation**

If the Commission decides to adjust the Chief Legal Counsel’s salary, the following motion and action should be taken:

“I move to adjust the Chief Legal Counsel’s salary by \_\_\_ percent, effective \_\_\_\_\_.”  
(date must be within 60 days of action).