

FIRST REGULAR SESSION

SENATE BILL NO. 1

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR CRAWFORD.

0453S.011

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 140.190, RSMo, and section 50.327 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.327 as enacted by house bill no. 271 merged with senate bills nos. 53 & 60, one hundred first general assembly, first regular session, section 55.160 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 55.160 as enacted by house bill no. 58 merged with senate bill no. 210 merged with senate bill no. 507, ninety-third general assembly, first regular session, section 57.317 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 57.317 as enacted by senate bills nos. 53 & 60, one hundred first general assembly, first regular session, section 58.095 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 58.095 as enacted by house bill no. 2046, one hundredth general assembly, second regular session, section 58.200 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 58.200 as codified as section 13145 in the 1939 revised statutes of Missouri, section 140.170 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 140.170 as enacted by house bill no. 613, ninety-eighth general assembly, first regular session, section 473.742 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 473.742 as enacted by senate bill no. 808, ninety-fifth general assembly, second regular session, and to enact in lieu thereof eight new sections relating to county officials.

Be it enacted by the General Assembly of the State of Missouri, as follows:

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

Section A. Section 140.190, RSMo, and section 50.327 as
2 enacted by house bill no. 1606, one hundred first general
3 assembly, second regular session, section 50.327 as enacted by
4 house bill no. 271 merged with senate bills nos. 53 & 60, one
5 hundred first general assembly, first regular session, section
6 55.160 as enacted by house bill no. 1606, one hundred first
7 general assembly, second regular session, section 55.160 as
8 enacted by house bill no. 58 merged with senate bill no. 210
9 merged with senate bill no. 507, ninety-third general assembly,
10 first regular session, section 57.317 as enacted by house bill
11 no. 1606, one hundred first general assembly, second regular
12 session, section 57.317 as enacted by senate bills nos. 53 &
13 60, one hundred first general assembly, first regular session,
14 section 58.095 as enacted by house bill no. 1606, one hundred
15 first general assembly, second regular session, section 58.095
16 as enacted by house bill no. 2046, one hundredth general
17 assembly, second regular session, section 58.200 as enacted by
18 house bill no. 1606, one hundred first general assembly, second
19 regular session, section 58.200 as codified as section 13145 in
20 the 1939 revised statutes of Missouri, section 140.170 as
21 enacted by house bill no. 1606, one hundred first general
22 assembly, second regular session, section 140.170 as enacted by
23 house bill no. 613, ninety-eighth general assembly, first
24 regular session, section 473.742 as enacted by house bill no.
25 1606, one hundred first general assembly, second regular
26 session, and section 473.742 as enacted by senate bill no. 808,
27 ninety-fifth general assembly, second regular session, are
28 repealed and eight new sections enacted in lieu thereof, to be
29 known as sections 50.327, 55.160, 57.317, 58.095, 58.200,
30 140.170, 140.190, and 473.742, to read as follows:

2 [50.327. 1. Notwithstanding any other
provisions of law to the contrary, the salary

3 schedules contained in sections 49.082, 50.334,
4 50.343, 51.281, 51.282, 52.269, 53.082, 53.083,
5 54.261, 54.320, 55.091, 56.265, 58.095, and
6 473.742 shall be set as a base schedule for
7 those county officials. Except when it is
8 necessary to increase newly elected or reelected
9 county officials' salaries, in accordance with
10 Section 13, Article VII, Constitution of
11 Missouri, to comply with the requirements of
12 this section, the salary commission in all
13 counties except charter counties in this state
14 shall be responsible for the computation of
15 salaries of all county officials; provided,
16 however, that any percentage salary adjustments
17 in a county shall be equal for all such
18 officials in that county.

19 2. Upon majority approval of the salary
20 commission, the annual compensation of part-time
21 prosecutors contained in section 56.265 and the
22 county offices contained in sections 49.082,
23 50.334, 50.343, 51.281, 51.282, 52.269, 53.082,
24 53.083, 54.261, 54.320, 55.091, 58.095, and
25 473.742 may be increased by up to two thousand
26 dollars greater than the compensation provided
27 by the salary schedules; provided, however, that
28 any vote to increase compensation be effective
29 for all county offices in that county subject to
30 the salary commission.

31 3. Upon the majority approval of the
32 salary commission, the annual compensation of a
33 county coroner of any county not having a
34 charter form of government as provided in
35 section 58.095 may be increased up to fourteen
36 thousand dollars greater than the compensation
37 provided by the salary schedule of such section.

38 4. The salary commission of any county of
39 the third classification may amend the base
40 schedules for the computation of salaries for
41 county officials referenced in subsection 1 of
42 this section to include assessed valuation
43 factors in excess of three hundred million
44 dollars; provided that the percentage of any
45 adjustments in assessed valuation factors shall
46 be equal for all such officials in that county.]

50.327. 1. Notwithstanding any other provisions of
2 law to the contrary, the salary schedules contained in
3 sections 49.082, 50.334, 50.343, 51.281, 51.282, 52.269,
4 53.082, 53.083, 54.261, 54.320, 55.091, 56.265, 58.095, and
5 473.742 shall be set as a base schedule for those county
6 officials. Except when it is necessary to increase newly
7 elected or reelected county officials' salaries, in
8 accordance with Section 13, Article VII, Constitution of
9 Missouri, to comply with the requirements of this section,
10 the salary commission in all counties except charter
11 counties in this state shall be responsible for the
12 computation of salaries of all county officials; provided,
13 however, that any percentage salary adjustments in a county
14 shall be equal for all such officials in that county.

15 2. Upon majority approval of the salary commission,
16 the annual compensation of part-time prosecutors contained
17 in section 56.265 and the county offices contained in
18 sections 49.082, 50.334, 50.343, 51.281, 51.282, 52.269,
19 53.082, 53.083, 54.261, 54.320, 55.091, 58.095, and 473.742
20 may be increased by up to two thousand dollars greater than
21 the compensation provided by the salary schedules; provided,
22 however, that any vote to increase compensation be effective
23 for all county offices in that county subject to the salary
24 commission.

25 3. Upon the majority approval of the salary commission,
26 the annual compensation of a county coroner of any county
27 **[of the second classification]not having a charter form of**
28 **government** as provided in section 58.095 may be increased up
29 to fourteen thousand dollars greater than the compensation
30 provided by the salary schedule of such section.

31 **4. The salary commission of any county of the third**
32 **classification may amend the base schedules for the**

33 computation of salaries for county officials referenced in
34 subsection 1 of this section to include assessed valuation
35 factors in excess of three hundred million dollars; provided
36 that the percentage of any adjustments in assessed valuation
37 factors shall be equal for all such officials in that county.

2 [55.160. The auditor of each county of the
3 first classification not having a charter form
4 of government and of each county of the second
5 classification shall keep an inventory of all
6 county property under the control and management
7 of the various officers and departments and
8 shall annually take an inventory of such
9 property at an original value of one thousand
10 dollars or more showing the amount, location and
11 estimated value thereof. The auditor shall keep
12 accounts of all appropriations and expenditures
13 made by the county commission, and no warrant
14 shall be drawn or obligation incurred without
15 the auditor's certification that an unencumbered
16 balance, sufficient to pay the same, remain in
17 the appropriate account or in the anticipated
18 revenue fund against which such warrant or
19 obligation is to be charged. The auditor shall
20 audit the accounts of all officers of the county
21 annually or upon their retirement from office.
22 The auditor shall audit, examine and adjust all
23 accounts, demands, and claims of every kind and
24 character presented for payment against the
25 county, and shall in the auditor's discretion
26 approve to the county commission of the county
27 all lawful, true, just and legal accounts,
28 demands and claims of every kind and character
29 payable out of the county revenue or out of any
30 county funds before the same shall be allowed
31 and a warrant issued therefor by the
32 commission. Whenever the auditor thinks it
33 necessary to the proper examination of any
34 account, demand or claim, the auditor may
35 examine the parties, witnesses, and others on
36 oath or affirmation touching any matter or
37 circumstance in the examination of such account,
demand or claim before the auditor allows same.

38 The auditor shall not be personally liable for
39 any cost for any proceeding instituted against
40 the auditor in the auditor's official capacity.
41 The auditor shall keep a correct account between
42 the county and all county and township officers,
43 and shall examine all records and settlements
44 made by them for and with the county commission
45 or with each other, and the auditor shall,
46 whenever the auditor desires, have access to all
47 books, county records or papers kept by any
48 county or township officer or road overseer.
49 The auditor shall, during the first four days of
50 each month, strike a balance in the case of each
51 county and township officer, showing the amount
52 of money collected by each, the amount of money
53 due from each to the county, and the amount of
54 money due from any source whatever to such
55 office, and the auditor shall include in such
56 balance any fees that have been returned to the
57 county commission or to the auditor as unpaid
58 and which since having been returned have been
59 collected. Upon request, the auditor shall have
60 access to and the ability to audit and examine
61 claims of every kind and character for which a
62 county officer has a fiduciary duty.]

55.160. The auditor of each county of the first
2 classification not having a charter form of government and
3 of each county of the second classification shall keep an
4 inventory of all county property under the control and
5 management of the various officers and departments and shall
6 annually take an inventory of such property at an original
7 value of one thousand dollars or more showing the amount,
8 location and estimated value thereof. The auditor shall
9 keep accounts of all appropriations and expenditures made by
10 the county commission, and no warrant shall be drawn or
11 obligation incurred without the auditor's certification that
12 an unencumbered balance, sufficient to pay the same, remain
13 in the appropriate account or in the anticipated revenue

14 fund against which such warrant or obligation is to be
15 charged. The auditor shall audit the accounts of all
16 officers of the county annually or upon their retirement
17 from office. The auditor shall audit, examine and adjust
18 all accounts, demands, and claims of every kind and
19 character presented for payment against the county, and
20 shall in the auditor's discretion approve to the county
21 commission of the county all lawful, true, just and legal
22 accounts, demands and claims of every kind and character
23 payable out of the county revenue or out of any county funds
24 before the same shall be allowed and a warrant issued
25 therefor by the commission. Whenever the auditor thinks it
26 necessary to the proper examination of any account, demand
27 or claim, the auditor may examine the parties, witnesses,
28 and others on oath or affirmation touching any matter or
29 circumstance in the examination of such account, demand or
30 claim before the auditor allows same. The auditor shall not
31 be personally liable for any cost for any proceeding
32 instituted against the auditor in the auditor's official
33 capacity. The auditor shall keep a correct account between
34 the county and all county and township officers, and shall
35 examine all records and settlements made by them for and
36 with the county commission or with each other, and the
37 auditor shall, whenever the auditor desires, have access to
38 all books, county records or papers kept by any county or
39 township officer or road overseer. The auditor shall,
40 during the first four days of each month, strike a balance
41 in the case of each county and township officer, showing the
42 amount of money collected by each, the amount of money due
43 from each to the county, and the amount of money due from
44 any source whatever to such office, and the auditor shall
45 include in such balance any fees that have been returned to

46 the county commission or to the auditor as unpaid and which
 47 since having been returned have been collected. **Upon**
 48 **request, the auditor shall have access to and the ability to**
 49 **audit and examine claims of every kind and character for**
 50 **which a county officer has a fiduciary duty.**

[57.317. 1. (1) Except in a noncharter
 2 county of the first classification with more
 3 than one hundred fifty thousand and less than
 4 two hundred thousand inhabitants, the county
 5 sheriff in any county of the first or second
 6 classification shall receive an annual salary
 7 equal to eighty percent of the compensation of
 8 an associate circuit judge of the county.

(2) The county sheriff in any county of
 10 the third or fourth classification shall receive
 11 an annual salary computed as the following
 12 percentages of the compensation of an associate
 13 circuit judge of the county. If there is an
 14 increase in salary of less than ten thousand
 15 dollars, the increase shall take effect on
 16 January 1, 2022. If there is an increase of ten
 17 thousand dollars or more, the increase shall be
 18 paid over a period of five years in twenty
 19 percent increments per year. The assessed
 20 valuation factor shall be the amount thereof as
 21 shown for the year next preceding the
 22 computation. The provisions of this section
 23 shall not permit or require a reduction in the
 24 amount of compensation being paid for the office
 25 of sheriff from the prior year.

Assessed Valuation	Percentage
\$18,000,000 to 99,999,999	45%
100,000,000 to 249,999,999	50%
250,000,000 to 449,999,999	55%
450,000,000 to 899,999,999	60%

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900,000,000	and over	65%
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2. Two thousand dollars of the salary authorized in this section shall be payable to the sheriff only if the sheriff has completed at least twenty hours of classroom instruction each calendar year relating to the operations of the sheriff's office when approved by a professional association of the county sheriffs of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each sheriff who completes the training program and shall send a list of certified sheriffs to the treasurer of each county. Expenses incurred for attending the training session may be reimbursed to the county sheriff in the same manner as other expenses as may be appropriated for that purpose.

3. The county sheriff in any county other than a charter county shall not receive an annual compensation less than the compensation described under this section.]

57.317. 1. (1) **Except in a noncharter county of the**

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first classification with more than one hundred fifty thousand and less than two hundred thousand inhabitants, the county sheriff in any county of the first or second classification shall receive an annual salary equal to eighty percent of the compensation of an associate circuit judge of the county.

(2) The county sheriff in any county of the third or fourth classification shall receive an annual salary computed as the following percentages of the compensation of an associate circuit judge of the county. If there is an increase in salary of less than ten thousand dollars, the increase shall take effect on January 1, 2022. If there is

14 an increase of ten thousand dollars or more, the increase
 15 shall be paid over a period of five years in twenty percent
 16 increments per year. The assessed valuation factor shall be
 17 the amount thereof as shown for the year next preceding the
 18 computation. The provisions of this section shall not
 19 permit or require a reduction in the amount of compensation
 20 being paid for the office of sheriff from the prior year.

Assessed Valuation	Percentage
\$18,000,000 to 99,999,999	45%
100,000,000 to 249,999,999	50%
250,000,000 to 449,999,999	55%
450,000,000 to 899,999,999	60%
900,000,000 and over	65%

27 2. Two thousand dollars of the salary authorized in
 28 this section shall be payable to the sheriff only if the
 29 sheriff has completed at least twenty hours of classroom
 30 instruction each calendar year relating to the operations of
 31 the sheriff's office when approved by a professional
 32 association of the county sheriffs of Missouri unless
 33 exempted from the training by the professional association.
 34 The professional association approving the program shall
 35 provide a certificate of completion to each sheriff who
 36 completes the training program and shall send a list of
 37 certified sheriffs to the treasurer of each county.
 38 Expenses incurred for attending the training session may be
 39 reimbursed to the county sheriff in the same manner as other
 40 expenses as may be appropriated for that purpose.

41 3. The county sheriff in any county other than a
 42 charter county shall not receive an annual compensation less
 43 than the compensation described under this section.

2 [58.095. 1. The county coroner in any
 3 county not having a charter form of government
 4 shall receive an annual salary computed on a
 5 basis as set forth in the following schedule as
 6 well as any adjustment authorized under
 7 subsection 3 of section 50.327. The provisions
 8 of this section shall not permit or require a
 9 reduction in the amount of compensation being
 10 paid for the office of coroner on January 1,
 1997:

Assessed Valuation	Salary
\$18,000,000 to 40,999,999	\$8,000
41,000,000 to 53,999,999	8,500
54,000,000 to 65,999,999	9,000
66,000,000 to 85,999,999	9,500
86,000,000 to 99,999,999	10,000
100,000,000 to 130,999,999	11,000
131,000,000 to 159,999,999	12,000
160,000,000 to 189,999,999	13,000
190,000,000 to 249,999,999	14,000
250,000,000 to 299,999,999	15,000
300,000,000 or more	16,000

23 2. One thousand dollars of the salary
 24 authorized in this section shall be payable to
 25 the coroner only if the coroner has completed at
 26 least twenty hours of classroom instruction each
 27 calendar year as established by the Coroner

28 Standards and Training Commission unless
29 exempted from the training by the Missouri
30 Coroners' and Medical Examiners' Association for
31 good cause. The Missouri Coroners' and Medical
32 Examiners' Association shall provide a
33 certificate of completion to each coroner who
34 completes the training program and shall send a
35 list of certified coroners to the treasurer of
36 each county and the department of health and
37 senior services. The Coroner Standards and
38 Training Commission may certify training
39 programs that satisfy the requirements of this
40 section in lieu of the training provided by the
41 Missouri Coroners' and Medical Examiners'
42 Association. Certified training completion
43 shall be submitted to the Missouri Coroners' and
44 Medical Examiners' Association which, upon
45 validating the certified training, shall submit
46 the individual's name to the county treasurer
47 and department of health and senior services
48 indicating the individual is compliant with the
49 training requirements. Expenses incurred for
50 attending the training session may be reimbursed
51 to the county coroner in the same manner as
52 other expenses as may be appropriated for that
53 purpose. All elected or appointed coroners,
54 deputy coroners, and assistants to the coroner
55 shall complete the annual training described in
56 this subsection within six months of election or
57 appointment.

58 3. The county coroner in any county not
59 having a charter form of government shall not,
60 except upon two-thirds vote of all the members
61 of the salary commission, receive an annual
62 compensation in an amount less than the total
63 compensation being received for the office of
64 county coroner in the particular county for
65 services rendered or performed on the date the
66 salary commission votes.

67 4. For the term beginning in 1997, the
68 compensation of the coroner, in counties in
69 which the salary commission has not voted to pay
70 one hundred percent of the maximum allowable
71 salary, shall be a percentage of the maximum

72 allowable salary established by this section.
 73 The percentage applied shall be the same
 74 percentage of the maximum allowable salary
 75 received or allowed, whichever is greater, to
 76 the presiding commissioner or sheriff, whichever
 77 is greater, of that county for the year
 78 beginning January 1, 1997. In those counties in
 79 which the salary commission has voted to pay one
 80 hundred percent of the maximum allowable salary,
 81 the compensation of the coroner shall be based
 82 on the maximum allowable salary in effect at
 83 each time a coroner's term of office commences
 84 following the vote to pay one hundred percent of
 85 the maximum allowable compensation. Subsequent
 86 compensation shall be determined as provided in
 87 section 50.333.

88 5. Effective January 1, 1997, the county
 89 coroner in any county not having a charter form
 90 of government may, upon the approval of the
 91 county commission, receive additional
 92 compensation for any month during which
 93 investigations or other services are performed
 94 for three or more decedents in the same incident
 95 during such month. The additional compensation
 96 shall be an amount that when added to the
 97 regular compensation the sum shall equal the
 98 monthly compensation of the county sheriff.]

58.095. 1. The county coroner in any county not
 2 having a charter form of government shall receive an annual
 3 salary computed on a basis as set forth in the following
 4 schedule, **as well as any adjustment authorized under**
 5 **subsection 3 of section 50.327.** The provisions of this
 6 section shall not permit or require a reduction in the
 7 amount of compensation being paid for the office of coroner
 8 on January 1, 1997:

Assessed Valuation	Salary
\$18,000,000 to 40,999,999	\$8,000

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11	41,000,000 to 53,999,999	8,500
12	54,000,000 to 65,999,999	9,000
13	66,000,000 to 85,999,999	9,500
14	86,000,000 to 99,999,999	10,000
15	100,000,000 to 130,999,999	11,000
16	131,000,000 to 159,999,999	12,000
17	160,000,000 to 189,999,999	13,000
18	190,000,000 to 249,999,999	14,000
19	250,000,000 to 299,999,999	15,000
20	300,000,000 or more	16,000

21 2. One thousand dollars of the salary authorized in
 22 this section shall be payable to the coroner only if the
 23 coroner has completed at least twenty hours of classroom
 24 instruction each calendar year as established by the coroner
 25 standards and training commission unless exempted from the
 26 training by the Missouri Coroners' and Medical Examiners'
 27 Association for good cause. The Missouri Coroners' and
 28 Medical Examiners' Association shall provide a certificate
 29 of completion to each coroner who completes the training
 30 program and shall send a list of certified coroners to the
 31 treasurer of each county and the department of health and
 32 senior services. The coroner standards and training
 33 commission may certify training programs that satisfy the
 34 requirements of this section in lieu of the training
 35 provided by the Missouri Coroners' and Medical Examiners'
 36 Association. Certified training completion shall be
 37 submitted to the Missouri Coroners' and Medical Examiners'

38 Association which, upon validating the certified training,
39 shall submit the individual's name to the county treasurer
40 and department of health and senior services indicating the
41 individual is compliant with the training requirements.
42 Expenses incurred for attending the training session may be
43 reimbursed to the county coroner in the same manner as other
44 expenses as may be appropriated for that purpose. All
45 elected or appointed coroners, deputy coroners, and
46 assistants to the coroner shall complete the annual training
47 described in this subsection within six months of election
48 or appointment.

49 3. The county coroner in any county not having a
50 charter form of government shall not, except upon two-thirds
51 vote of all the members of the salary commission, receive an
52 annual compensation in an amount less than the total
53 compensation being received for the office of county coroner
54 in the particular county for services rendered or performed
55 on the date the salary commission votes.

56 4. For the term beginning in 1997, the compensation of
57 the coroner, in counties in which the salary commission has
58 not voted to pay one hundred percent of the maximum
59 allowable salary, shall be a percentage of the maximum
60 allowable salary established by this section. The
61 percentage applied shall be the same percentage of the
62 maximum allowable salary received or allowed, whichever is
63 greater, to the presiding commissioner or sheriff, whichever
64 is greater, of that county for the year beginning January 1,
65 1997. In those counties in which the salary commission has
66 voted to pay one hundred percent of the maximum allowable
67 salary, the compensation of the coroner shall be based on
68 the maximum allowable salary in effect at each time a
69 coroner's term of office commences following the vote to pay

70 one hundred percent of the maximum allowable compensation.
71 Subsequent compensation shall be determined as provided in
72 section 50.333.

73 5. Effective January 1, 1997, the county coroner in
74 any county not having a charter form of government may, upon
75 the approval of the county commission, receive additional
76 compensation for any month during which investigations or
77 other services are performed for three or more decedents in
78 the same incident during such month. The additional
79 compensation shall be an amount that when added to the
80 regular compensation the sum shall equal the monthly
81 compensation of the county sheriff.

2 [58.200. When the office of sheriff shall
3 be vacant, by death or otherwise, the coroner of
4 the county is authorized to perform all the
5 duties which are by law required to be performed
6 by the sheriff, until another sheriff for such
7 county shall be appointed and qualified and such
8 coroner shall have notice thereof. In such
9 case, said coroner may appoint one or more
10 deputies, with the approbation of the judge of
11 the circuit court, and every such appointment,
12 with the oath of office endorsed thereon, shall
13 be filed in the office of the clerk of the
14 circuit court of the county. If the coroner
15 becomes the acting sheriff and the sheriff is no
16 longer receiving the sheriff's salary, the
17 coroner may be paid, in addition to the
18 coroner's salary, the difference between the
19 salaries of sheriff and coroner so that the
20 coroner receives the equivalent of the sheriff's
salary while serving as acting sheriff.]

58.200. When the office of sheriff shall be vacant, by
2 death or otherwise, the coroner of the county is authorized
3 to perform all the duties which are by law required to be
4 performed by the sheriff, until another sheriff for such
5 county shall be appointed and qualified[,] and such coroner

6 shall have notice thereof[, and]. In such case, said
7 coroner may appoint one or more deputies, with the
8 approbation of the judge of the circuit court; and every
9 such appointment, with the oath of office endorsed thereon,
10 shall be filed in the office of the clerk of the circuit
11 court of the county. **If the coroner becomes the acting**
12 **sheriff and the sheriff is no longer receiving the sheriff's**
13 **salary, the coroner may be paid, in addition to the**
14 **coroner's salary, the difference between the salaries of**
15 **sheriff and coroner so that the coroner receives the**
16 **equivalent of the sheriff's salary while serving as acting**
17 **sheriff.**

[140.170. 1. Except for lands described
2 in subsection 7 of this section, the county
3 collector shall cause a copy of the list of
4 delinquent lands and lots to be printed in some
5 newspaper of general circulation published in
6 the county for three consecutive weeks, one
7 insertion weekly, before the sale, the last
8 insertion to be at least fifteen days prior to
9 the fourth Monday in August.

10 2. In addition to the names of all record
11 owners or the names of all owners appearing on
12 the land tax book it is only necessary in the
13 printed and published list to state in the
14 aggregate the amount of taxes, penalty, interest
15 and cost due thereon, each year separately
16 stated.

17 3. To the list shall be attached and in
18 like manner printed and published a notice of
19 said lands and lots stating that said land and
20 lots will be sold at public auction to discharge
21 the taxes, penalty, interest, and costs due
22 thereon at the time of sale in or adjacent to
23 the courthouse of such county, on the fourth
24 Monday in August next thereafter, commencing at
25 ten o'clock of said day and continuing from day
26 to day thereafter until all are offered. Such
27 auction may also be conducted by electronic

28 media, including the internet, at the same time
29 and at the discretion of the county collector.

30 4. The county collector, on or before the
31 day of sale, shall insert at the foot of the
32 list on his or her record a copy of the notice
33 and certify on his or her record immediately
34 following the notice the name of the newspaper
35 of the county in which the notice was printed
36 and published and the dates of insertions
37 thereof in the newspaper.

38 5. The expense of such printing shall be
39 paid out of the county treasury and shall not
40 exceed the rate provided for in chapter 493,
41 relating to legal publications, notices and
42 advertisements, and the cost of printing at the
43 rate paid by the county shall be taxed as part
44 of the costs of the sale of any land or lot
45 contained in the list.

46 6. The county collector shall cause the
47 affidavit of the printer, editor or publisher of
48 the newspaper in which the list of delinquent
49 lands and notice of sale was published, as
50 provided by section 493.060, with the list and
51 notice attached, to be recorded in the office of
52 the recorder of deeds of the county, and the
53 recorder shall not charge or receive any fees
54 for recording the same.

55 7. The county collector may have a
56 separate list of such lands, without legal
57 descriptions or the names of the record owners,
58 printed in a newspaper of general circulation
59 published in such county for three consecutive
60 weeks before the sale of such lands for a parcel
61 or lot of land that:

62 (1) Has an assessed value of one thousand
63 five hundred dollars or less and has been
64 advertised previously; or

65 (2) Is a lot in a development of twenty or
66 more lots and such lot has an assessed value of
67 one thousand five hundred dollars or less.

68 The notice shall state that legal descriptions
69 and the names of the record owners of such lands
70 shall be posted at any county courthouse within

71 the county and the office of the county
72 collector.

73 8. If, in the opinion of the county
74 collector, an adequate legal description of the
75 delinquent land and lots cannot be obtained
76 through researching the documents available
77 through the recorder of deeds, the collector may
78 commission a professional land surveyor to
79 prepare an adequate legal description of the
80 delinquent land and lots in question. The costs
81 of any commissioned land survey deemed necessary
82 by the county collector shall be taxed as part
83 of the costs of the sale of any land or lots
84 contained in the list prepared under this
85 section.]

140.170. 1. Except for lands described in subsection
2 7 of this section, the county collector shall cause a copy
3 of the list of delinquent lands and lots to be printed in
4 some newspaper of general circulation published in the
5 county for three consecutive weeks, one insertion weekly,
6 before the sale, the last insertion to be at least fifteen
7 days prior to the fourth Monday in August.

8 2. In addition to the names of all record owners or
9 the names of all owners appearing on the land tax book it is
10 only necessary in the printed and published list to state in
11 the aggregate the amount of taxes, penalty, interest and
12 cost due thereon, each year separately stated.

13 3. To the list shall be attached and in like manner
14 printed and published a notice of said lands and lots
15 stating that said land and lots will be sold at public
16 auction to discharge the taxes, penalty, interest, and costs
17 due thereon at the time of sale in or adjacent to the
18 courthouse of such county, on the fourth Monday in August
19 next thereafter, commencing at ten o'clock of said day and
20 continuing from day to day thereafter until all are

21 offered. **Such auction may also be conducted by electronic**
22 **media, including the internet, at the same time and at the**
23 **discretion of the county collector.**

24 4. The county collector, on or before the day of sale,
25 shall insert at the foot of the list on his or her record a
26 copy of the notice and certify on his or her record
27 immediately following the notice the name of the newspaper
28 of the county in which the notice was printed and published
29 and the dates of insertions thereof in the newspaper.

30 5. The expense of such printing shall be paid out of
31 the county treasury and shall not exceed the rate provided
32 for in chapter 493, relating to legal publications, notices
33 and advertisements, and the cost of printing at the rate
34 paid by the county shall be taxed as part of the costs of
35 the sale of any land or lot contained in the list.

36 6. The county collector shall cause the affidavit of
37 the printer, editor or publisher of the newspaper in which
38 the list of delinquent lands and notice of sale was
39 published, as provided by section 493.060, with the list and
40 notice attached, to be recorded in the office of the
41 recorder of deeds of the county, and the recorder shall not
42 charge or receive any fees for recording the same.

43 7. The county collector may have a separate list of
44 such lands, without legal descriptions or the names of the
45 record owners, printed in a newspaper of general circulation
46 published in such county for three consecutive weeks before
47 the sale of such lands for a parcel or lot of land that:

48 (1) Has an assessed value of one thousand five hundred
49 dollars or less and has been advertised previously; or

50 (2) Is a lot in a development of twenty or more lots
51 and such lot has an assessed value of one thousand five
52 hundred dollars or less.

53 The notice shall state that legal descriptions and the names
54 of the record owners of such lands shall be posted at any
55 county courthouse within the county and the office of the
56 county collector.

57 8. If, in the opinion of the county collector, an
58 adequate legal description of the delinquent land and lots
59 cannot be obtained through researching the documents
60 available through the recorder of deeds, the collector may
61 commission a professional land surveyor to prepare an
62 adequate legal description of the delinquent land and lots
63 in question. The costs of any commissioned land survey
64 deemed necessary by the county collector shall be taxed as
65 part of the costs of the sale of any land or lots contained
66 in the list prepared under this section.

140.190. 1. On the day mentioned in the notice, the
2 county collector shall commence the sale of such lands, and
3 shall continue the same from day to day until each parcel
4 assessed or belonging to each person assessed shall be sold
5 as will pay the taxes, interest and charges thereon, or
6 chargeable to such person in said county.

7 2. (1) The person or land bank agency offering at
8 said sale, **whether in person or by electronic media**, to pay
9 the required sum for a tract shall be considered the
10 purchaser of such land; provided, no sale shall be made to
11 any person or designated agent who:

12 (a) Is currently delinquent on any tax payments on any
13 property, other than a delinquency on the property being
14 offered for sale, and who does not sign an affidavit stating
15 such at the time of sale. Failure to sign such affidavit as
16 well as signing a false affidavit may invalidate such sale;

17 (b) Is a member of the governing body of a land bank
18 agency;

19 (c) Is an employee of a land bank agency;

20 (d) Is an elected or appointed official of the
21 governing body, or an employee of such official, of the
22 political subdivision in which a land bank agency is
23 located; or

24 (e) Is related within the second degree of
25 consanguinity to a person described in paragraphs (b) to (d)
26 of this subdivision.

27 (2) No bid shall be received from any person not a
28 resident of the state of Missouri or a foreign corporation
29 or entity all deemed nonresidents. A nonresident shall file
30 with said collector an agreement in writing consenting to
31 the jurisdiction of the circuit court of the county in which
32 such sale shall be made, and also filing with such collector
33 an appointment of some citizen of said county as agent of
34 said nonresident, and consenting that service of process on
35 such agent shall give such court jurisdiction to try and
36 determine any suit growing out of or connected with such
37 sale for taxes. After the delinquent auction sale, any
38 certificate of purchase shall be issued to the agent. After
39 meeting the requirements of section 140.405, the property
40 shall be conveyed to the agent on behalf of the nonresident,
41 and the agent shall thereafter convey the property to the
42 nonresident. A collector may preclude a prospective bidder
43 from participating in a sale for failure to comply with any
44 of the provisions of this section.

45 3. All such written consents to jurisdiction and
46 selective appointments shall be preserved by the county
47 collector and shall be binding upon any person or
48 corporation claiming under the person consenting to
49 jurisdiction and making the appointment herein referred to;
50 provided further, that in the event of the death, disability

51 or refusal to act of the person appointed as agent of said
52 nonresident the county clerk shall become the appointee as
53 agent of said nonresident.

54 4. No person residing in any home rule city with more
55 than seventy-one thousand but fewer than seventy-nine
56 thousand inhabitants shall be eligible to offer to purchase
57 lands under this section unless such person has, no later
58 than ten days before the sale date, demonstrated to the
59 satisfaction of the official charged by law with conducting
60 the sale that the person is not the owner of any parcel of
61 real property that has two or more violations of the
62 municipality's building or housing codes. A prospective
63 bidder may make such a demonstration by presenting
64 statements from the appropriate collection and code
65 enforcement officials of the municipality. This subsection
66 shall not apply to any taxing authority or land bank agency,
67 and entities shall be eligible to bid at any sale conducted
68 under this section without making such a demonstration.

2 [473.742. 1. Each public administrator in
3 counties of the second, third or fourth
4 classification and in the City of St. Louis
5 shall make a determination within thirty days
6 after taking office whether such public
7 administrator shall elect to receive a salary as
8 defined herein or receive fees as may be allowed
9 by law to executors, administrators and personal
10 representatives. The election by the public
11 administrator shall be made in writing to the
12 county clerk. Should the public administrator
13 elect to receive a salary, the public
14 administrator's office may not then elect to
15 change at any future time to receive fees in
16 lieu of salary. Every public administrator who
17 begins his or her first term on or after January
18 1, 2023, shall be deemed to have elected to
receive a salary as provided in this section.

19 2. If a public administrator elects to be
 20 placed on salary, the salary shall be based upon
 21 the average number of open letters in the two
 22 years preceding the term when the salary is
 23 elected, based upon the following schedule:
 24 (1) Zero to five letters: salary shall be
 25 a minimum of seven thousand five hundred dollars;
 26 (2) Six to fifteen letters: salary shall
 27 be a minimum of fifteen thousand dollars;
 28 (3) Sixteen to twenty-five letters:
 29 salary shall be a minimum of twenty thousand
 30 dollars;
 31 (4) Twenty-six to thirty-nine letters:
 32 salary shall be a minimum of twenty-five
 33 thousand dollars;
 34 (5) Public administrators with forty or
 35 more letters shall be considered full-time
 36 county officials and shall be paid according to
 37 the assessed valuation schedule set forth below:

Assessed Valuation	Salary
\$ 8,000,000 to 40,999,999	\$29,000
\$ 41,000,000 to 53,999,999	\$30,000
\$ 54,000,000 to 65,999,999	\$32,000
\$ 66,000,000 to 85,999,999	\$34,000
\$ 86,000,000 to 99,999,999	\$36,000
\$ 100,000,000 to 130,999,999	\$38,000
\$ 131,000,000 to 159,999,999	\$40,000
\$ 160,000,000 to 189,999,999	\$41,000
\$ 190,000,000 to 249,999,999	\$41,500
\$ 250,000,000 to 299,999,999	\$43,000
\$ 300,000,000 to 449,999,999	\$45,000

50	\$ 450,000,000 to 599,999,999	\$47,000
51	\$ 600,000,000 to 749,999,999	\$49,000
52	\$ 750,000,000 to 899,999,999	\$51,000
53	\$ 900,000,000 to 1,049,999,999	\$53,000
54	\$ 1,050,000,000 to 1,199,999,999	\$55,000
55	\$ 1,200,000,000 to 1,349,999,999	\$57,000
56	\$ 1,350,000,000 and over	\$59,000

57 (6) The public administrator in the City
 58 of St. Louis shall receive a salary not less
 59 than sixty-five thousand dollars;

60 (7) Two thousand dollars of the
 61 compensation authorized in this section shall be
 62 payable to the public administrator only if he
 63 or she has completed at least twenty hours of
 64 instruction each calendar year relating to the
 65 operations of the public administrator's office
 66 when approved by a professional association of
 67 the county public administrators of Missouri
 68 unless exempted from the training by the
 69 professional association. The professional
 70 association approving the program shall provide
 71 a certificate of completion to each public
 72 administrator who completes the training program
 73 and shall send a list of certified public
 74 administrators to the treasurer of each county.
 75 Expenses incurred for attending the training
 76 session shall be reimbursed to the county public
 77 administrator in the same manner as other
 78 expenses as may be appropriated for that purpose.

79 3. If a public administrator is appointed
 80 by the court as both a guardian and a
 81 conservator to the same ward or protectee, it
 82 shall be considered two letters.

83 4. Notwithstanding subsection 2 or 5 of
 84 this section, upon majority approval by the
 85 salary commission, a public administrator may be

86 paid according to the assessed valuation
87 schedule set forth in subdivision (5) of
88 subsection 2 of this section. If the salary
89 commission elects to pay a public administrator
90 according to the assessed valuation schedule,
91 the salary commission shall not elect to change
92 at any future time to pay the public
93 administrator's office according to the average
94 number of open letters in lieu of paying them
95 according to the assessed valuation schedule.

96 5. The initial compensation of the public
97 administrator who elects to be put on salary
98 shall be determined by the average number of
99 letters for the two years preceding the term
100 when the salary is elected. Salary increases or
101 decreases according to the minimum schedule set
102 forth in this section shall be adjusted only
103 after the number of open letters places the
104 workload in a different subdivision for two
105 consecutive years. Minimum salary increases or
106 decreases shall only take effect upon a new term
107 of office of the public administrator. The
108 number of letters each year shall be determined
109 in accordance with the reporting requirements
110 set forth in law.

111 6. All fees collected by a public
112 administrator who elects to be salaried shall be
113 deposited in the county treasury or with the
114 treasurer for the City of St. Louis.

115 7. Any public administrator in a county of
116 the first classification without a charter form
117 of government with a population of less than one
118 hundred thousand inhabitants who elects to
119 receive fees in lieu of a salary pursuant to
120 this section may elect to join the Missouri
121 local government employees' retirement system
122 created pursuant to sections 70.600 to 70.755.

123 8. (1) A letter of guardianship and a
124 letter of conservatorship shall be counted as
125 separate letters.

126 (2) For purposes of this subsection:

127 (a) "Letter of conservatorship" means the
128 appointment of a conservatorship of an estate by
129 the court to a protectee adjudged to be disabled;

130 (b) "Letter of guardianship" means the
131 appointment of a guardianship by the court to a
132 ward adjudged to be incapacitated.]

473.742. 1. Each public administrator in counties of
2 the second, third or fourth classification and in the city
3 of St. Louis shall make a determination within thirty days
4 after taking office whether such public administrator shall
5 elect to receive a salary as defined herein or receive fees
6 as may be allowed by law to executors, administrators and
7 personal representatives. The election by the public
8 administrator shall be made in writing to the county clerk.
9 Should the public administrator elect to receive a salary,
10 the public administrator's office may not then elect to
11 change at any future time to receive fees in lieu of
12 salary. **Every public administrator who begins his or her**
13 **first term on or after January 1, 2024, shall be deemed to**
14 **have elected to receive a salary as provided in this section.**

15 2. If a public administrator elects to be placed on
16 salary, the salary shall be based upon the average number of
17 open letters in the two years preceding the term when the
18 salary is elected, based upon the following schedule:

19 (1) Zero to five letters: salary shall be a minimum
20 of seven thousand five hundred dollars;

21 (2) Six to fifteen letters: salary shall be a minimum
22 of fifteen thousand dollars;

23 (3) Sixteen to twenty-five letters: salary shall be a
24 minimum of twenty thousand dollars;

25 (4) Twenty-six to thirty-nine letters: salary shall
26 be a minimum of twenty-five thousand dollars;

27 (5) Public administrators with forty or more letters
28 shall be considered full-time county officials and shall be

29 paid according to the assessed valuation schedule set forth
 30 below:

	Assessed Valuation	Salary
31	\$ 8,000,000 to 40,999,999	\$29,000
32	\$ 41,000,000 to 53,999,999	\$30,000
33	\$ 54,000,000 to 65,999,999	\$32,000
34	\$ 66,000,000 to 85,999,999	\$34,000
35	\$ 86,000,000 to 99,999,999	\$36,000
36	\$ 100,000,000 to 130,999,999	\$38,000
37	\$ 131,000,000 to 159,999,999	\$40,000
38	\$ 160,000,000 to 189,999,999	\$41,000
39	\$ 190,000,000 to 249,999,999	\$41,500
40	\$ 250,000,000 to 299,999,999	\$43,000
41	\$ 300,000,000 to 449,999,999	\$45,000
42	\$ 450,000,000 to 599,999,999	\$47,000
43	\$ 600,000,000 to 749,999,999	\$49,000
44	\$ 750,000,000 to 899,999,999	\$51,000
45	\$ 900,000,000 to 1,049,999,999	\$53,000
46	\$ 1,050,000,000 to 1,199,999,999	\$55,000
47	\$ 1,200,000,000 to 1,349,999,999	\$57,000
48	\$ 1,350,000,000 and over	\$59,000
49		
50		
51		
52		
53		

54 (6) The public administrator in the city of St. Louis
55 shall receive a salary not less than sixty-five thousand
56 dollars;

57 (7) Two thousand dollars of the compensation
58 authorized in this section shall be payable to the public
59 administrator only if he or she has completed at least
60 twenty hours of instruction each calendar year relating to
61 the operations of the public administrator's office when
62 approved by a professional association of the county public
63 administrators of Missouri unless exempted from the training
64 by the professional association. The professional
65 association approving the program shall provide a
66 certificate of completion to each public administrator who
67 completes the training program and shall send a list of
68 certified public administrators to the treasurer of each
69 county. Expenses incurred for attending the training
70 session shall be reimbursed to the county public
71 administrator in the same manner as other expenses as may be
72 appropriated for that purpose.

73 **3. If a public administrator is appointed by the court**
74 **as both a guardian and a conservator to the same ward or**
75 **protectee, it shall be considered two letters.**

76 **4. Notwithstanding subsection 2 or 5 of this section**
77 **to the contrary, upon majority approval by the salary**
78 **commission, a public administrator may be paid according to**
79 **the assessed valuation schedule set forth in subdivision (5)**
80 **of subsection 2 of this section. If the salary commission**
81 **elects to pay a public administrator according to the**
82 **assessed valuation schedule, the salary commission shall not**
83 **elect to change at any future time to pay the public**
84 **administrator's office according to the average number of**

85 **open letters in lieu of paying them according to the**
86 **assessed valuation schedule.**

87 **5.** The initial compensation of the public
88 administrator who elects to be put on salary shall be
89 determined by the average number of letters for the two
90 years preceding the term when the salary is elected. Salary
91 increases or decreases according to the minimum schedule set
92 forth in [subsection 1 of] this section shall be adjusted
93 only after the number of open letters places the workload in
94 a different subdivision for two consecutive years. Minimum
95 salary increases or decreases shall only take effect upon a
96 new term of office of the public administrator. The number
97 of letters each year shall be determined in accordance with
98 the reporting requirements set forth in law.

99 **[4.]6.** All fees collected by a public administrator
100 who elects to be salaried shall be deposited in the county
101 treasury or with the treasurer for the city of St. Louis.

102 **[5.]7.** Any public administrator in a county of the
103 first classification without a charter form of government
104 with a population of less than one hundred thousand
105 inhabitants who elects to receive fees in lieu of a salary
106 pursuant to this section may elect to join the Missouri
107 local government employees' retirement system created
108 pursuant to sections 70.600 to 70.755.

109 **8. (1) A letter of guardianship and a letter of**
110 **conservatorship shall be counted as separate letters.**

111 **(2) For purposes of this subsection the following**
112 **terms mean:**

113 **(a) "Letter of conservatorship", the appointment of a**
114 **conservatorship of an estate by the court to a protectee**
115 **adjudged to be disabled;**

116 (b) "Letter of guardianship", the appointment of a
117 guardianship by the court to a ward adjudged to be
118 incapacitated.

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