

SECOND REGULAR SESSION

HOUSE BILL NO. 2046

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES FRANZ (Sponsor) AND SUTHERLAND (Co-sponsor).

Read 1st time March 27, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4945L.01I

AN ACT

To repeal sections 49.082, 50.334, 51.281, 52.269, 53.082, 54.261, 56.265, and 58.095, RSMo, and to enact in lieu thereof eight new sections relating to salary schedules of county officials.

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

Section A. Sections 49.082, 50.334, 51.281, 52.269, 53.082, 54.261, 56.265, and 58.095, RSMo, are repealed and eight new sections enacted in lieu thereof, to be known as sections 49.082, 50.334, 51.281, 52.269, 53.082, 54.261, 56.265, and 58.095, to read as follows:

49.082. 1. A county commissioner in any county, other than in a first classification chartered county or a first classification county not having a charter form of government and not containing any part of a city with a population of three hundred thousand or more, shall, subject to any other adjustment otherwise provided in this section, receive an annual salary computed as set forth in the following schedule. The assessed valuation factor shall be the amount thereof as shown for the year next preceding the computation. The provisions of this section shall not permit or require a reduction in the amount of compensation being paid for the office of commissioner on January 1, 1997.

	Assessed Valuation	Salary
2	\$18,000,000 to 40,999,999	\$19,140
3	41,000,000 to 53,999,999	19,800
4	54,000,000 to 65,999,999	21,120
5	66,000,000 to 85,999,999	22,440

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

14	86,000,000 to 99,999,999	23,760
15	100,000,000 to 130,999,999	25,080
16	131,000,000 to 159,999,999	26,400
17	160,000,000 to 189,999,999	27,060
18	190,000,000 to 249,999,999	27,390
19	250,000,000 to 299,999,999	28,380
20	300,000,000 [or more] to 329,999,999	29,700
21	330,000,000 to 359,999,999	31,700
22	360,000,000 to 389,999,999	33,700
23	390,000,000 to 419,999,999	35,700
24	420,000,000 to 449,999,999	37,700
25	450,000,000 to 499,999,999	39,700
26	500,000,000 to 549,999,999	41,700
27	550,000,000 or more	43,700

28 2. In addition to any compensation provided pursuant to subsection 1 of this section, the
 29 presiding commissioner of any county not having a charter form of government shall receive two
 30 thousand dollars annual salary.

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

40 4. A county commissioner in any county, other than a first classification charter county
 41 or a first classification county not having a charter form of government and not containing any
 42 part of a city with a population of three hundred thousand or more, shall not, except upon a
 43 two-thirds vote of all the members of the salary commission, receive an annual compensation
 44 in an amount less than the total compensation being received for the office of county
 45 commissioner or presiding commissioner respectively for the particular county for services
 46 rendered or performed on the date the salary commission votes.

50.334. 1. In all counties, except counties of the first classification having a charter form
 2 of government and counties of the first classification not having a charter form of government
 3 and not containing any part of a city with a population of three hundred thousand or more, each

4 recorder of deeds, if the recorder's office is separate from that of the circuit clerk, shall receive
 5 as total compensation for all services performed by the recorder, except as provided pursuant to
 6 section 50.333, an annual salary which shall be computed on an assessed valuation basis as set
 7 forth in the following schedule. The assessed valuation factor shall be the amount thereof as
 8 computed for the year next preceding the computation. The county recorder of deeds whose
 9 office is separate from that of the circuit clerk in any county, other than a county of the first
 10 classification having a charter form of government or a county of the first classification not
 11 having a charter form of government and not containing any part of a city with a population of
 12 three hundred thousand or more, shall not, except upon two-thirds vote of all the members of the
 13 salary commission, receive an annual compensation in an amount less than the total
 14 compensation being received for the office of county recorder of deeds in the particular county
 15 for services rendered or performed on January 1, 1997.

16	Assessed Valuation	Salary
17	\$8,000,000 to 40,999,999	\$29,000
18	41,000,000 to 53,999,999	30,000
19	54,000,000 to 65,999,999	32,000
20	66,000,000 to 85,999,999	34,000
21	86,000,000 to 99,999,999	36,000
22	100,000,000 to 130,999,999	38,000
23	131,000,000 to 159,999,999	40,000
24	160,000,000 to 189,999,999	41,000
25	190,000,000 to 249,999,999	41,500
26	250,000,000 to 299,999,999	43,000
27	300,000,000 [or more] to 329,999,999	45,000
28	330,000,000 to 359,999,999	47,000
29	360,000,000 to 389,999,999	49,000
30	390,000,000 to 419,999,999	51,000
31	420,000,000 to 449,999,999	53,000
32	450,000,000 to 499,999,999	55,000
33	500,000,000 to 549,999,999	57,000
34	550,000,000 or more	59,000

35 2. Two thousand dollars of the salary authorized in this section shall be payable to the
 36 recorder only if he has completed at least twenty hours of classroom instruction each calendar
 37 year relating to the operations of the recorder's office when approved by a professional
 38 association of the county recorders of deeds of Missouri unless exempted from the training by
 39 the professional association. The professional association approving the program shall provide

40 a certificate of completion to each recorder who completes the training program and shall send
 41 a list of certified recorders to the treasurer of each county. Expenses incurred for attending the
 42 training session shall be reimbursed to the county recorder in the same manner as other expenses
 43 as may be appropriated for that purpose.

51.281. 1. The county clerk in any county, other than in a first classification county,
 2 shall receive an annual salary computed as set forth in the following schedule. The assessed
 3 valuation factor shall be the amount thereof as shown for the year next preceding the
 4 computation. The provisions of this section shall not permit or require a reduction in the amount
 5 of compensation being paid for the office of clerk on January 1, 1997.

6	Assessed Valuation	Salary
7	\$18,000,000 to 40,999,999	\$29,000
8	41,000,000 to 53,999,999	30,000
9	54,000,000 to 65,999,999	32,000
10	66,000,000 to 85,999,999	34,000
11	86,000,000 to 99,999,999	36,000
12	100,000,000 to 130,999,999	38,000
13	131,000,000 to 159,999,999	40,000
14	160,000,000 to 189,999,999	41,000
15	190,000,000 to 249,999,999	41,500
16	250,000,000 to 299,999,999	43,000
17	300,000,000 [or more] to 329,999,999	45,000
18	330,000,000 to 359,999,999	47,000
19	360,000,000 to 389,999,999	49,000
20	390,000,000 to 419,999,999	51,000
21	420,000,000 to 449,999,999	53,000
22	450,000,000 to 499,999,999	55,000
23	500,000,000 to 549,999,999	57,000
24	550,000,000 or more	59,000

25 2. Two thousand dollars of the salary authorized in this section shall be payable to the
 26 clerk only if the clerk has completed at least twenty hours of classroom instruction each calendar
 27 year relating to the operations of the clerk's office when approved by a professional association
 28 of the county clerks of Missouri unless exempted from the training by the professional
 29 association. The professional association approving the program shall provide a certificate of
 30 completion to each clerk who completes the training program and shall send a list of certified
 31 clerks to the treasurer of each county. Expenses incurred for attending the training session may

32 be reimbursed to the county clerk in the same manner as other expenses as may be appropriated
 33 for that purpose.

34 3. [The county clerk may retain any fees to which he is entitled for services performed
 35 in the issuance of fish and game licenses or permits.

36 4.] The county clerk in any county, other than a first classification charter county or a
 37 first classification county not having a charter form of government and not containing any part
 38 of a city with a population of three hundred thousand or more, shall not, except upon two-thirds
 39 vote of all the members of the salary commission, receive an annual compensation in an amount
 40 less than the total compensation being received for the office of county clerk in the particular
 41 county for services rendered or performed on the date the salary commission votes.

52.269. 1. In all counties, except first classification counties having a charter form of
 2 government and first classification counties not having a charter form of government and not
 3 containing any part of a city with a population of three hundred thousand or more, the county
 4 collector shall receive an annual salary which shall be paid in equal monthly installments by the
 5 county. The salary shall be computed on an assessed valuation basis as provided in this
 6 subsection. The assessed valuation factor shall be the amount as shown for the year next
 7 preceding the annual salary computation. A county collector subject to the provisions of this
 8 section shall not receive an annual compensation less than the total compensation being received
 9 by the county collector in that county for services rendered or performed for the period beginning
 10 March 1, 1987, and ending February 29, 1988. The county collector shall receive the same
 11 percentage adjustments provided by the county salary commissions for county officers in that
 12 county pursuant to section 50.333, RSMo. The provisions of this section shall not permit or
 13 require a reduction in the amount of compensation being paid for the office of county collector
 14 on January 1, 1997, or less than the total compensation being received for the services rendered
 15 or performed for the period beginning March 1, 1987, and ending February 29, 1988. The salary
 16 shall be computed on the basis of the following schedule:

17	Assessed Valuation	Salary
18	\$18,000,000 to 40,999,999	\$29,000
19	41,000,000 to 53,999,999	30,000
20	54,000,000 to 65,999,999	32,000
21	66,000,000 to 85,999,999	34,000
22	86,000,000 to 99,999,999	36,000
23	100,000,000 to 130,999,999	38,000
24	131,000,000 to 159,999,999	40,000
25	160,000,000 to 189,999,999	41,000
26	190,000,000 to 249,999,999	41,500

27	250,000,000 to 299,999,999	43,000
28	300,000,000 [or more] to 329,999,999	45,000
29	330,000,000 to 359,999,999	47,000
30	360,000,000 to 389,999,999	49,000
31	390,000,000 to 419,999,999	51,000
32	420,000,000 to 449,999,999	53,000
33	450,000,000 to 499,999,999	55,000
34	500,000,000 to 549,999,999	57,000
35	550,000,000 or more	59,000

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

45 3. Any provision of law to the contrary notwithstanding, any fee provided for in section
 46 52.250 or 52.275, when collected on ditch and levee taxes, shall not be collected on behalf of the
 47 county and deposited into the county general revenue fund. Such fee shall be retained by the
 48 collector as compensation for his services, in addition to any amount provided for such collector
 49 in this section.

50 4. Except as provided in subsection 3 of this section, after the next general election
 51 following January 1, 1988, all fees collected by the collector shall be collected on behalf of the
 52 county and deposited in the county general revenue fund.

53.082. 1. The county assessor in any county, other than in a first classification county,
 2 shall receive an annual salary computed as set forth in the following schedule provided in this
 3 subsection. The assessed valuation factor shall be the amount thereof as shown for the year next
 4 preceding the computation. The provisions of this section shall not permit or require a reduction
 5 in the amount of compensation being paid for the office of assessor on September 1, 1997.

6	Assessed Valuation	Salary
7	\$18,000,000 to 40,999,999	\$29,000
8	41,000,000 to 53,999,999	30,000
9	54,000,000 to 65,999,999	32,000
10	66,000,000 to 85,999,999	34,000

11	86,000,000 to 99,999,999	36,000
12	100,000,000 to 130,999,999	38,000
13	131,000,000 to 159,999,999	40,000
14	160,000,000 to 189,999,999	41,000
15	190,000,000 to 249,999,999	41,500
16	250,000,000 to 299,999,999	43,000
17	300,000,000 [or more] to 329,999,999	45,000
18	330,000,000 to 359,999,999	47,000
19	360,000,000 to 389,999,999	49,000
20	390,000,000 to 419,999,999	51,000
21	420,000,000 to 449,999,999	53,000
22	450,000,000 to 499,999,999	55,000
23	500,000,000 to 549,999,999	57,000
24	550,000,000 or more	59,000

25 2. The compensation for county assessors in second, third and fourth classification
 26 counties for the term of office beginning September 1, 1997, shall be calculated pursuant to the
 27 salary schedule in this section using the percentage increase approved by the county salary
 28 commission when establishing the compensation for the office of county assessor at the salary
 29 commission meeting in 1997. This salary shall become effective on September 1, 1997.

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

39 4. The county assessor in any county, except a first classification county, shall not,
 40 except upon two-thirds vote of all the members of the salary commission, receive an annual
 41 compensation in an amount less than the total compensation being received for the office of
 42 county assessor in the particular county for services rendered or performed on the date the salary
 43 commission votes.

54.261. 1. The county treasurer in counties of the first classification, not having a charter
 2 form of government and containing a portion of a city with a population of three hundred
 3 thousand or more, and in counties of the second, third and fourth classifications of this state,

4 shall receive as compensation for services performed by the treasurer an annual salary based
 5 upon the assessed valuation of the county. The provisions of this section shall not permit or
 6 require a reduction, nor shall require an increase, in the amount of compensation being paid for
 7 the office of treasurer on January 1, 2002.

8 2. The amount of salary based upon assessed valuation shall be computed according to
 9 the following schedule:

Assessed Valuation	Salary
\$18,000,000 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 [or more] to 329,999,999	45,000
330,000,000 to 359,999,999	47,000
360,000,000 to 389,999,999	49,000
390,000,000 to 419,999,999	51,000
420,000,000 to 449,999,999	53,000
450,000,000 to 499,999,999	55,000
500,000,000 to 549,999,999	57,000
550,000,000 or more	59,000

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

38 4. The county treasurer in any county, other than a county of the first classification
 39 having a charter form of government or a county of the first classification not having a charter

40 form of government and not containing any part of a city with a population of three hundred
 41 thousand or more, shall not, except upon two-thirds vote of all the members of the commission,
 42 receive an annual compensation in an amount less than the total compensation being received
 43 for the office of county treasurer in the particular county for services rendered or performed on
 44 the date the salary commission votes.

45 5. In the event of a vacancy due to death, resignation, or otherwise in the office of
 46 treasurer in any county except a county with a charter form of government, and when there is no
 47 deputy treasurer, the county commission shall appoint a qualified acting treasurer until such time
 48 as the vacancy is filled by the governor pursuant to section 105.030, RSMo, or the elected
 49 treasurer returns to work. The county commission shall employ and fix the compensation of
 50 clerical and other assistants necessary to enable the interim treasurer to efficiently perform the
 51 duties of the office.

56.265. 1. The county prosecuting attorney in any county, other than in a chartered
 2 county, shall receive an annual salary computed using the following schedule, when applicable.
 3 The assessed valuation factor shall be the amount thereof as shown for the year immediately
 4 preceding the year for which the computation is done.

5 (1) For a full-time prosecutor the prosecutor shall receive compensation equal to the
 6 compensation of an associate circuit judge;

7 (2) For a part-time prosecutor:

8	Assessed Valuation	Amount
9	\$18,000,000 to 40,999,999	\$37,000
10	41,000,000 to 53,999,999	38,000
11	54,000,000 to 65,999,999	39,000
12	66,000,000 to 85,999,999	41,000
13	86,000,000 to 99,999,999	43,000
14	100,000,000 to 130,999,999	45,000
15	131,000,000 to 159,999,999	47,000
16	160,000,000 to 189,999,999	49,000
17	190,000,000 to 249,999,999	51,000
18	250,000,000 to 299,999,999	53,000
19	300,000,000 [or more] to 329,999,999	55,000
20	330,000,000 to 359,999,999	57,000
21	360,000,000 to 389,999,999	59,000
22	390,000,000 to 419,999,999	61,000
23	420,000,000 to 449,999,999	63,000
24	450,000,000 to 499,999,999	65,000

25	500,000,000 to 549,999,999	67,000
26	550,000,000 or more	69,000

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

37 3. As used in this section, the term "prosecuting attorney" includes the circuit attorney
 38 of any city not within a county.

39 4. The prosecuting attorney of any county which becomes a county of the first
 40 classification during a four-year term of office or a county which passed the proposition
 41 authorized by section 56.363 shall not be required to devote full time to such office pursuant to
 42 section 56.067 until the beginning of the prosecuting attorney's next term of office or until the
 43 proposition otherwise becomes effective.

44 5. The provisions of section 56.066 shall not apply to full-time prosecutors who are
 45 compensated pursuant to subdivision (1) of subsection 1 of this section.

58.095. 1. The county coroner in any county, other than in a first classification chartered
 2 county, shall receive an annual salary computed on a basis as set forth in the following schedule.
 3 The provisions of this section shall not permit or require a reduction in the amount of
 4 compensation being paid for the office of coroner on January 1, 1997:

5	Assessed Valuation	Salary
6	\$18,000,000 to 40,999,999	\$8,000
7	41,000,000 to 53,999,999	8,500
8	54,000,000 to 65,999,999	9,000
9	66,000,000 to 85,999,999	9,500
10	86,000,000 to 99,999,999	10,000
11	100,000,000 to 130,999,999	11,000
12	131,000,000 to 159,999,999	12,000
13	160,000,000 to 189,999,999	13,000
14	190,000,000 to 249,999,999	14,000
15	250,000,000 to 299,999,999	15,000

16	300,000,000 [or more] to 329,999,999	16,000
17	330,000,000 to 359,999,999	17,000
18	360,000,000 to 389,999,999	18,000
19	390,000,000 to 419,999,999	19,000
20	420,000,000 to 449,999,999	20,000
21	450,000,000 to 499,999,999	21,000
22	500,000,000 to 549,999,999	22,000
23	550,000,000 or more	23,000

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

33 3. The county coroner in any county, other than a first classification charter county, shall
 34 not, except upon two-thirds vote of all the members of the salary commission, receive an annual
 35 compensation in an amount less than the total compensation being received for the office of
 36 county coroner in the particular county for services rendered or performed on the date the salary
 37 commission votes.

38 4. For the term beginning in 1997, the compensation of the coroner, in counties in which
 39 the salary commission has not voted to pay one hundred percent of the maximum allowable
 40 salary, shall be a percentage of the maximum allowable salary established by this section. The
 41 percentage applied shall be the same percentage of the maximum allowable salary received or
 42 allowed, whichever is greater, to the presiding commissioner or sheriff, whichever is greater, of
 43 that county for the year beginning January 1, 1997. In those counties in which the salary
 44 commission has voted to pay one hundred percent of the maximum allowable salary, the
 45 compensation of the coroner shall be based on the maximum allowable salary in effect at each
 46 time a coroner's term of office commences following the vote to pay one hundred percent of the
 47 maximum allowable compensation. Subsequent compensation shall be determined as provided
 48 in section 50.333, RSMo.

49 5. Effective January 1, 1997, the county coroner in any county, other than a county of
 50 the first classification with a charter form of government, may, upon the approval of the county
 51 commission, receive additional compensation for any month during which investigations or other

52 services are performed for three or more decedents in the same incident during such month. The
53 additional compensation shall be an amount that when added to the regular compensation the
54 sum shall equal the monthly compensation of the county sheriff.

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