

House _____ Amendment NO. _____

Offered By _____

1 AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 652, Page 1,
2 Section A, Line 3, by inserting immediately after said section and line the following:

3
4 "50.327. 1. Notwithstanding any other provisions of law to the contrary, the salary
5 schedules contained in section 49.082, sections 50.334 and 50.343, 51.281, 51.282, 52.269, 53.082,
6 53.083, 54.261, 54.320, 55.091, 56.265, 57.317, 58.095, and 473.742 shall be set as a base schedule
7 for those county officials. Except when it is necessary to increase newly elected or reelected county
8 officials' salaries, in accordance with Section 13, Article VII, Constitution of Missouri, to comply
9 with the requirements of this section, the salary commission in all counties except charter counties
10 in this state shall be responsible for the computation of salaries of all county officials; provided,
11 however, that any percentage salary adjustments in a county shall be equal for all such officials in
12 that county.

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

19 3. Upon majority approval of the salary commission, the annual compensation of a county
20 sheriff as provided in section 57.317 may be increased by up to six thousand dollars greater than the
21 compensation provided by the salary schedule of such section.

22 4. The salary commission of any county of the third classification may amend the base
23 schedules for the computation of salaries for county officials referenced in subsection 1 of this
24 section to include assessed valuation factors in excess of three hundred million dollars; provided
25 that the percentage of any adjustments in assessed valuation factors shall be equal for all such
26 officials in that county.

27 50.333. 1. There shall be a salary commission in every nonchartered county.

28 2. The clerk or court administrator of the circuit court of the judicial circuit in which such
29 county is located shall set a date, time and place for the salary commission meeting and serve as
30 temporary chairman of the salary commission until the members of the commission elect a chairman
31 from their number. Upon written request of a majority of the salary commission members the clerk
32 or court administrator of the circuit court shall forthwith set the earliest date possible for a meeting
33 of the salary commission. The circuit clerk or court administrator shall give notice of the time and
34 place of any meeting of the salary commission. Such notice shall be published in a newspaper of
35 general circulation in such county at least five days prior to such meeting. Such notice shall contain
36 a general description of the business to be discussed at such meeting.

Action Taken _____ Date _____

1 3. The members of the salary commission shall be:

- 2 (1) The recorder of deeds if the recorder's office is separate from that of the circuit clerk;
3 (2) The county clerk;
4 (3) The prosecuting attorney;
5 (4) The sheriff;
6 (5) The county commissioners;
7 (6) The collector or treasurer ex officio collector;
8 (7) The treasurer or treasurer ex officio collector;
9 (8) The assessor;
10 (9) The auditor;
11 (10) The public administrator; and
12 (11) The coroner.

13 Members of the salary commission shall receive no additional compensation for their services as
14 members of the salary commission. A majority of members shall constitute a quorum.

15 4. Notwithstanding the provisions of sections 610.021 and 610.022, all meetings of a county
16 salary commission shall be open meetings and all votes taken at such meetings shall be open
17 records. Any vote taken at any meeting of the salary commission shall be taken by recorded yeas
18 and nays.

19 5. In every county, the salary commission shall meet at least once before November thirtieth
20 of each odd-numbered year and may meet in any even-numbered year. The salary commission may
21 meet as many times as it deems necessary and may meet after November thirtieth and prior to
22 December fifteenth of any odd-numbered year if the commission has met at least once prior to
23 November thirtieth of that year. At any meeting of the salary commission, the members shall elect a
24 chairman from their number. The county clerk shall present a report on the financial condition of
25 the county to the commission once the chairman is elected, and shall keep the minutes of the
26 meeting.

27 6. For purposes of this section, the 1988 base compensation is the compensation paid on
28 September 1, 1987, plus the same percentage increase paid or allowed, whichever is greater, to the
29 presiding commissioner or the sheriff, whichever is greater, of that county for the year beginning
30 January 1, 1988. Such increase shall be expressed as a percentage of the difference between the
31 maximum allowable compensation and the compensation paid on September 1, 1987. At its
32 meeting in 1987 and at any meeting held in 1988, the salary commission shall determine the
33 compensation to be paid to every county officer holding office on January 1, 1988. The salary
34 commission shall establish the compensation for each office at an amount not greater than that set
35 by law as the maximum compensation. If the salary commission votes to increase compensation,
36 but not to pay the maximum amount authorized by law for any officer or office, then the increase in
37 compensation shall be the same percentage increase for all officers and offices and shall be
38 expressed as a percentage of the difference between the maximum allowable compensation and the
39 compensation being received at the time of the vote. If two-thirds of the members of the salary
40 commission vote to decrease the compensation being received at the time of the vote below that
41 compensation, all officers shall receive the same percentage decrease. The commission may vote
42 not to increase or decrease the compensation and that compensation shall continue to be the salary
43 of such offices and officers during the subsequent term of office.

44 7. For the year 1989 and every second year thereafter, the salary commission shall meet in
45 every county as many times as it deems necessary on or prior to November thirtieth of any such
46 year for the purpose of determining the amount of compensation to be paid to county officials. For
47 each year in which the commission meets, the members shall elect a chairman from their number.
48 The county clerk shall present a report on the financial condition of the county to the commission

1 once the chairman is elected, and shall keep minutes of the meeting. The salary commission shall
2 then consider the compensation to be paid for the next term of office for each county officer to be
3 elected at their next general election. If the commission votes not to increase or decrease the
4 compensation, the salary being paid during the term in which the vote was taken shall continue as
5 the salary of such offices and officers during the subsequent term of office. If the salary
6 commission votes to increase the compensation, all officers or offices whose compensation is being
7 considered by the commission at that time shall receive the same percentage of the maximum
8 allowable compensation. However, for any county in which all offices' and officers' salaries have
9 been set at one hundred percent of the maximum allowable compensation, the commission may vote
10 to increase the compensation of all offices except that of full-time prosecuting attorneys at that or
11 any subsequent meeting of the salary commission without regard to any law or maximum limitation
12 established by law. Such increase shall be expressed as a percentage of the compensation being paid
13 during the term of office when the vote is taken, and each officer or office whose compensation is
14 being established by the salary commission at that time shall receive the same percentage increase
15 over the compensation being paid for that office during the term when the vote is taken. This
16 increase shall be in addition to any increase mandated by an official's salary schedule because of
17 changes in assessed valuation during the current term. If the salary commission votes to decrease
18 the compensation, a vote of two-thirds or more of all the members of the salary commission shall be
19 required before the salary or other compensation of any county office shall be decreased below the
20 compensation being paid for the particular office on the date the salary commission votes, and all
21 officers and offices shall receive the same percentage decrease.

22 8. The salary commission shall issue, not later than December fifteenth of any year in which
23 it meets, a report of compensation to be paid to each officer and the compensation so set shall be
24 paid beginning with the start of the subsequent term of office of each officer. The report of
25 compensation shall be certified to the clerk of the county commission for the county and shall be in
26 substantially the following form:

27 The salary commission for _____ County hereby certifies that it has met pursuant to law to
28 establish compensation for county officers to be paid to such officers during the next term of office
29 for the officers affected. The salary commission reports that there shall be (no increase in
30 compensation) (an increase of _____ percent) (a decrease of _____ percent) (county officer's
31 salaries set at _____ percent of the maximum allowable compensation).

32 Salaries shall be adjusted each year on the official's year of incumbency for any change in the last
33 completed assessment that would affect the maximum allowable compensation for that office.

34 9. For the meeting in 1989 and every meeting thereafter, in the event a salary commission in
35 any county fails, neglects or refuses to meet as provided in this section, or in the event a majority of
36 the salary commission is unable to reach an agreement and so reports or fails to certify a salary
37 report to the clerk of the county commission by December fifteenth of any year in which a report is
38 required to be certified by this section, then the compensation being paid to each affected office or
39 officer on such date shall continue to be the compensation paid to the affected office or officer
40 during the succeeding term of office.

41 10. Other provisions of law notwithstanding, in every instance where an officer or employee
42 of any county is paid a mileage allowance or reimbursement, the county commission shall allow or
43 reimburse such officers or employees out of the county treasury at the highest rate paid to any
44 county officer for each mile actually and necessarily traveled in the performance of their official
45 duties. The county commission of any county may elect to pay a mileage allowance for any county
46 commissioner for travel going to and returning from the place of holding commission meetings and
47 for all other necessary travel on official county business in the personal motor vehicle of the
48 commissioner presenting the claim. The governing body of any county of the first classification not

1 having a charter form of government may provide by order for the payment of mileage expenses of
2 elected and appointed county officials by payment of a certain amount monthly which would reflect
3 the average monthly mileage expenses of such officer based on the amount allowed pursuant to state
4 law for the payment of mileage for state employees. Any order entered for such purpose shall not
5 be construed as salary, wages or other compensation for services rendered.

6 11. The term "maximum allowable compensation" as used in this section means the highest
7 compensation which may be paid to the specified officer or office in the particular county based on
8 the salary schedule established by law for the specified officer or office. If the salary commission at
9 its meeting in 1987 voted for one hundred percent of the maximum allowable compensation and
10 does not change such vote at its meeting held within thirty days after May 13, 1988, as provided in
11 subsection 6 of this section, the one hundred percent shall be calculated on the basis of the total
12 allowable compensation permitted after May 13, 1988.

13 12. At the salary commission meeting which establishes the percentage rate to be applied to
14 county officers during the next term of office, the salary commission may authorize the further
15 adjustment of such officers' compensation as a cost-of-living component and effective January first
16 of each year, the compensation for county officers may be adjusted by the county commission, and
17 if the adjustment of compensation is authorized, the percentage increase shall be the same for all
18 county officers, not to exceed the percentage increase given to the other county employees. The
19 compensation for all county officers may be set as a group, although the change in compensation
20 will not become effective until the next term of office for each officer.

21 13. At the salary commission meeting in 1997 which establishes the salaries for those
22 officers to be elected at the general election in 1998, the salary commission of each noncharter
23 county may provide salary increases for associate county commissioners elected in 1996. This one-
24 time increase is necessitated by the change from two- to four-year terms for associate
25 commissioners pursuant to house bill 256, passed by the first regular session of the eighty-eighth
26 general assembly in 1995."; and

27
28 Further amend said bill by amending the title, enacting clause, and intersectional references
29 accordingly.