

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2348
102ND GENERAL ASSEMBLY

5074H.02C

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 67.782, 67.783, 67.785, 67.2500, 221.400, 221.402, 221.405, 221.407, 221.410, and 251.034, 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 140.190 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 140.190 as enacted by house bill no. 821, one hundredth 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 twenty new sections relating to political subdivisions, with an emergency clause for certain sections.

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.

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

Section A. Sections 67.782, 67.783, 67.785, 67.2500, 221.400, 221.402, 221.405, 221.407, 221.410, and 251.034, 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 140.190 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 140.190 as enacted by house bill no. 821, one hundredth 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, are repealed and twenty new sections enacted in lieu thereof, to be known as sections 50.327, 55.160, 57.317, 58.095, 58.200, 67.782, 67.783, 67.785, 67.2500, 79.235, 140.170, 140.190, 221.400, 221.402, 221.405, 221.407, 221.410, 251.034, 311.087, and 473.742, to read as follows:

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

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

20 3. ~~Upon the majority approval of the salary commission, the annual~~
 21 ~~compensation of a county coroner of any county not having a charter form of~~
 22 ~~government as provided in section 58.095 may be increased up to fourteen~~
 23 ~~thousand dollars greater than the compensation provided by the salary~~
 24 ~~schedule of such section.~~

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

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

10 2. Upon majority approval of the salary commission, the annual compensation of
 11 part-time prosecutors contained in section 56.265 and the county offices contained in sections
 12 49.082, 50.334, 50.343, 51.281, 51.282, 52.269, 53.082, 53.083, 54.261, 54.320, 55.091,
 13 58.095, and 473.742 may be increased by up to two thousand dollars greater than the
 14 compensation provided by the salary schedules; provided, however, that any vote to increase
 15 compensation be effective for all county offices in that county subject to the salary
 16 commission.

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

21 4. **The salary commission of any county of the third classification may amend the**
 22 **base schedules for the computation of salaries for county officials referenced in**

23 subsection 1 of this section to include assessed valuation factors in excess of three
24 hundred million dollars; provided that the percentage of any adjustments in assessed
25 valuation factors shall be equal for all such officials in that county.

2 ~~[55.160. The auditor of each county of the first classification not~~
3 ~~having a charter form of government and of each county of the second~~
4 ~~classification shall keep an inventory of all county property under the control~~
5 ~~and management of the various officers and departments and shall annually~~
6 ~~take an inventory of such property at an original value of one thousand dollars~~
7 ~~or more showing the amount, location and estimated value thereof. The~~
8 ~~auditor shall keep accounts of all appropriations and expenditures made by the~~
9 ~~county commission, and no warrant shall be drawn or obligation incurred~~
10 ~~without the auditor's certification that an unencumbered balance, sufficient to~~
11 ~~pay the same, remain in the appropriate account or in the anticipated revenue~~
12 ~~fund against which such warrant or obligation is to be charged. The auditor~~
13 ~~shall audit the accounts of all officers of the county annually or upon their~~
14 ~~retirement from office. The auditor shall audit, examine and adjust all~~
15 ~~accounts, demands, and claims of every kind and character presented for~~
16 ~~payment against the county, and shall in the auditor's discretion approve to the~~
17 ~~county commission of the county all lawful, true, just and legal accounts,~~
18 ~~demands and claims of every kind and character payable out of the county~~
19 ~~revenue or out of any county funds before the same shall be allowed and a~~
20 ~~warrant issued therefor by the commission. Whenever the auditor thinks it~~
21 ~~necessary to the proper examination of any account, demand or claim, the~~
22 ~~auditor may examine the parties, witnesses, and others on oath or affirmation~~
23 ~~touching any matter or circumstance in the examination of such account,~~
24 ~~demand or claim before the auditor allows same. The auditor shall not be~~
25 ~~personally liable for any cost for any proceeding instituted against the auditor~~
26 ~~in the auditor's official capacity. The auditor shall keep a correct account~~
27 ~~between the county and all county and township officers, and shall examine all~~
28 ~~records and settlements made by them for and with the county commission or~~
29 ~~with each other, and the auditor shall, whenever the auditor desires, have~~
30 ~~access to all books, county records or papers kept by any county or township~~
31 ~~officer or road overseer. The auditor shall, during the first four days of each~~
32 ~~month, strike a balance in the case of each county and township officer,~~
33 ~~showing the amount of money collected by each, the amount of money due~~
34 ~~from each to the county, and the amount of money due from any source~~
35 ~~whatever to such office, and the auditor shall include in such balance any fees~~
36 ~~that have been returned to the county commission or to the auditor as unpaid~~
37 ~~and which since having been returned have been collected. Upon request, the~~
38 ~~auditor shall have access to and the ability to audit and examine claims of~~
~~every kind and character for which a county officer has a fiduciary duty.]~~

55.160. The auditor of each county of the first classification not having a charter form
2 of government and of each county of the second classification shall keep an inventory of all
3 county property under the control and management of the various officers and departments
4 and shall annually take an inventory of such property at an original value of one thousand

5 dollars or more showing the amount, location and estimated value thereof. The auditor shall
6 keep accounts of all appropriations and expenditures made by the county commission, and no
7 warrant shall be drawn or obligation incurred without the auditor's certification that an
8 unencumbered balance, sufficient to pay the same, remain in the appropriate account or in the
9 anticipated revenue fund against which such warrant or obligation is to be charged. The
10 auditor shall audit the accounts of all officers of the county annually or upon their retirement
11 from office. The auditor shall audit, examine and adjust all accounts, demands, and claims of
12 every kind and character presented for payment against the county, and shall in the auditor's
13 discretion approve to the county commission of the county all lawful, true, just and legal
14 accounts, demands and claims of every kind and character payable out of the county revenue
15 or out of any county funds before the same shall be allowed and a warrant issued therefor by
16 the commission. Whenever the auditor thinks it necessary to the proper examination of any
17 account, demand or claim, the auditor may examine the parties, witnesses, and others on oath
18 or affirmation touching any matter or circumstance in the examination of such account,
19 demand or claim before the auditor allows same. The auditor shall not be personally liable
20 for any cost for any proceeding instituted against the auditor in the auditor's official capacity.
21 The auditor shall keep a correct account between the county and all county and township
22 officers, and shall examine all records and settlements made by them for and with the county
23 commission or with each other, and the auditor shall, whenever the auditor desires, have
24 access to all books, county records or papers kept by any county or township officer or road
25 overseer. The auditor shall, during the first four days of each month, strike a balance in the
26 case of each county and township officer, showing the amount of money collected by each,
27 the amount of money due from each to the county, and the amount of money due from any
28 source whatever to such office, and the auditor shall include in such balance any fees that
29 have been returned to the county commission or to the auditor as unpaid and which since
30 having been returned have been collected. **Upon request, the auditor shall have access to
31 and the ability to audit and examine claims of every kind and character for which a
32 county officer has a fiduciary duty.**

2 ~~[57.317. 1. (1) Except in a noncharter county of the first classification~~
3 ~~with more than one hundred fifty thousand and less than two hundred thousand~~
4 ~~inhabitants, the county sheriff in any county of the first or second classification~~
5 ~~shall receive an annual salary equal to eighty percent of the compensation of~~
6 ~~an associate circuit judge of the county.~~
7 ~~(2) The county sheriff in any county of the third or fourth~~
8 ~~classification shall receive an annual salary computed as the following~~
9 ~~percentages of the compensation of an associate circuit judge of the county. If~~
10 ~~there is an increase in salary of less than ten thousand dollars, the increase~~
11 ~~shall take effect on January 1, 2022. If there is an increase of ten thousand~~
~~dollars or more, the increase shall be paid over a period of five years in twenty~~

12 percent increments per year. The assessed valuation factor shall be the amount
 13 thereof as shown for the year next preceding the computation. The provisions
 14 of this section shall not permit or require a reduction in the amount of
 15 compensation 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%

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

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

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

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

Assessed Valuation	Percentage
\$18,000,000 to 99,999,999	45%

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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%

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.

~~[58.095. 1. The county coroner in any county not having a charter form of government shall receive an annual salary computed on a basis as set forth in the following schedule as well as any adjustment authorized under subsection 3 of section 50.327. The provisions of this section shall not permit or require a reduction in the amount of compensation being 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

~~2. One thousand dollars of the salary authorized in this section shall be payable to the coroner only if the coroner has completed at least twenty hours of classroom instruction each calendar year as established by the Coroner Standards and Training Commission unless exempted from the training by the~~

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

40 3. The county coroner in any county not having a charter form of
 41 government shall not, except upon two-thirds vote of all the members of the
 42 salary commission, receive an annual compensation in an amount less than the
 43 total compensation being received for the office of county coroner in the
 44 particular county for services rendered or performed on the date the salary
 45 commission votes.

46 4. For the term beginning in 1997, the compensation of the coroner, in
 47 counties in which the salary commission has not voted to pay one hundred
 48 percent of the maximum allowable salary, shall be a percentage of the
 49 maximum allowable salary established by this section. The percentage applied
 50 shall be the same percentage of the maximum allowable salary received or
 51 allowed, whichever is greater, to the presiding commissioner or sheriff,
 52 whichever is greater, of that county for the year beginning January 1, 1997. In
 53 those counties in which the salary commission has voted to pay one hundred
 54 percent of the maximum allowable salary, the compensation of the coroner
 55 shall be based on the maximum allowable salary in effect at each time a
 56 coroner's term of office commences following the vote to pay one hundred
 57 percent of the maximum allowable compensation. Subsequent compensation
 58 shall be determined as provided in section 50.333.

59 5. Effective January 1, 1997, the county coroner in any county not
 60 having a charter form of government may, upon the approval of the county
 61 commission, receive additional compensation for any month during which
 62 investigations or other services are performed for three or more decedents in
 63 the same incident during such month. The additional compensation shall be an
 64 amount that when added to the regular compensation the sum shall equal the
 65 monthly compensation of the county sheriff.]

58.095. 1. The county coroner in any county not having a charter form of
 2 government shall receive an annual salary computed on a basis as set forth in the following
 3 schedule as well as any adjustment authorized under subsection 3 of section 50.327. The

4 provisions of this section shall not permit or require a reduction in the amount of
5 compensation being paid for the office of coroner on January 1, 1997:

6	Assessed Valuation	Salary
7	\$18,000,000 to 40,999,999	\$8,000
8	41,000,000 to 53,999,999	8,500
9	54,000,000 to 65,999,999	9,000
10	66,000,000 to 85,999,999	9,500
11	86,000,000 to 99,999,999	10,000
12	100,000,000 to 130,999,999	11,000
13	131,000,000 to 159,999,999	12,000
14	160,000,000 to 189,999,999	13,000
15	190,000,000 to 249,999,999	14,000
16	250,000,000 to 299,999,999	15,000
17	300,000,000 or more	16,000

18 2. One thousand dollars of the salary authorized in this section shall be payable to the
19 coroner only if the coroner has completed at least twenty hours of classroom instruction each
20 calendar year as established by the coroner standards and training commission unless
21 exempted from the training by the Missouri Coroners' and Medical Examiners' Association
22 for good cause. The Missouri Coroners' and Medical Examiners' Association shall provide a
23 certificate of completion to each coroner who completes the training program and shall send a
24 list of certified coroners to the treasurer of each county and the department of health and
25 senior services. The coroner standards and training commission may certify training
26 programs that satisfy the requirements of this section in lieu of the training provided by the
27 Missouri Coroners' and Medical Examiners' Association. Certified training completion shall
28 be submitted to the Missouri Coroners' and Medical Examiners' Association which, upon
29 validating the certified training, shall submit the individual's name to the county treasurer and
30 department of health and senior services indicating the individual is compliant with the
31 training requirements. Expenses incurred for attending the training session may be
32 reimbursed to the county coroner in the same manner as other expenses as may be
33 appropriated for that purpose. All elected or appointed coroners, deputy coroners, and
34 assistants to the coroner shall complete the annual training described in this subsection within
35 six months of election or appointment.

36 3. The county coroner in any county not having a charter form of government shall
37 not, except upon two-thirds vote of all the members of the salary commission, receive an
38 annual compensation in an amount less than the total compensation being received for the

39 office of county coroner in the particular county for services rendered or performed on the
40 date the salary commission votes.

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

52 5. Effective January 1, 1997, the county coroner in any county not having a charter
53 form of government may, upon the approval of the county commission, receive additional
54 compensation for any month during which investigations or other services are performed for
55 three or more decedents in the same incident during such month. The additional
56 compensation shall be an amount that when added to the regular compensation the sum shall
57 equal the monthly compensation of the county sheriff.

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

9 coroner's salary, the difference between the salaries of sheriff and coroner so that the
10 coroner receives the equivalent of the sheriff's salary while serving as acting sheriff.

67.782. 1. The governing body of the following counties may impose a tax as
2 provided in this section:

3 (1) Any county [~~of the third class having a population of~~] with more than [~~ten~~
4 ~~thousand and less than fifteen thousand and~~] **nine thousand nine hundred but fewer than**
5 **eleven thousand inhabitants and with a county seat with more than one thousand but**
6 **fewer than one thousand five hundred inhabitants; or**

7 (2) Any county [~~of the second class having a population of~~] with more than [~~fifty-~~
8 ~~eight thousand and less than seventy thousand adjacent to such third class county, both~~
9 ~~counties making up the same judicial circuit,~~] **eighty thousand but fewer than one hundred**
10 **thousand inhabitants and with a county seat with more than thirteen thousand but**
11 **fewer than seventeen thousand inhabitants.**

12 2. The governing body of any county listed in subsection 1 of this section may
13 [~~jointly~~] impose a sales tax [~~throughout each of their respective counties~~] for public
14 recreational purposes including the financing, acquisition, construction, operation, and
15 maintenance of recreational projects and programs, but the sales taxes authorized by this
16 section shall not become effective unless the governing body of [~~each~~] such county submits to
17 the voters [~~of their respective counties~~] a proposal to authorize [~~the counties to impose~~] the
18 sales tax.

19 [~~2-~~] 3. The ballot of submission shall be in substantially the following form:

20 Shall the County of _____ impose a sales tax of _____ percent [~~in~~
21 ~~conjunction with the county of _____~~] for the purpose of funding the
22 financing, acquisition, construction, operation, and maintenance of
23 recreational projects and programs, including the acquisition of land
24 for such purposes?

25 Yes No

26
27 If a [~~separate~~] majority of the votes cast on the proposal by the qualified voters voting thereon
28 [~~in each county~~] are in favor of the proposal, [~~then~~] the tax shall be in effect [~~in both~~
29 ~~counties~~]. If a majority of the votes cast by the qualified voters voting thereon [~~in either~~
30 ~~county~~] are opposed to the proposal, [~~then~~] the governing body of [~~neither~~] the county shall
31 **not** have power to impose the sales tax [~~authorized by this section~~] unless or until the
32 [~~governing body of the county that has not approved the tax shall~~] **proposal is** again [~~have~~]
33 submitted [~~another proposal to authorize the governing body to impose the tax,~~] and the
34 proposal is approved by a majority of the qualified voters voting thereon in that county.

35 ~~[3-]~~ 4. The sales tax may be imposed at a rate of one percent on the receipts from the
36 sale at retail of all tangible personal property or taxable service at retail within the county
37 adopting such tax, if such property and services are subject to taxation by the state of
38 Missouri under the provisions of sections 144.010 to 144.525.

39 ~~[4-]~~ 5. All sales taxes collected by the director of revenue under this section on behalf
40 of any county, less one percent for the cost of collection, which shall be deposited in the
41 state's general revenue fund after payment of premiums for surety bonds as provided in
42 section 32.087, shall be deposited with the state treasurer in a special trust fund, which is
43 hereby created, to be known as the "County Recreation Sales Tax Trust Fund". The moneys
44 in the county recreation sales tax trust fund shall not be deemed to be state funds and shall not
45 be commingled with any funds of the state. The director of revenue shall keep accurate
46 records of the amount of money in the trust fund which was collected in each county
47 imposing a sales tax under this section, and the records shall be open to the inspection of
48 officers of each county and the general public. Not later than the tenth day of each month, the
49 director of revenue shall distribute all moneys deposited in the trust fund during the preceding
50 month by distributing to the county treasurer, or such other officer as may be designated by
51 the county ordinance or order, of each county imposing the tax authorized by this section, the
52 sum, as certified by the director of revenue, due the county.

53 ~~[5-]~~ 6. The director of revenue may authorize the state treasurer to make refunds from
54 the amounts in the trust fund and credited to any county for erroneous payments and
55 overpayments made, and may redeem dishonored checks and drafts deposited to the credit of
56 such counties. Each county shall notify the director of revenue at least ninety days prior to
57 the effective date of the expiration of the sales tax authorized by this section and the director
58 of revenue may order retention in the trust fund, for a period of one year, of two percent of the
59 amount collected after receipt of such notice to cover possible refunds or overpayment of
60 such tax and to redeem dishonored checks and drafts deposited to the credit of such accounts.
61 After one year has elapsed after the date of expiration of the tax authorized by this section in
62 such county, the director of revenue shall remit the balance in the account to the county and
63 close the account of that county. The director of revenue shall notify each county of each
64 instance of any amount refunded or any check redeemed from receipts due the county.

65 ~~[6-]~~ 7. The tax authorized by this section may be imposed, in accordance with this
66 section, by a county in addition to or in lieu of the tax authorized by sections 67.750 to
67 67.780.

68 ~~[7-]~~ 8. Any county imposing a sales tax pursuant to the provisions of this section may
69 contract with the authority of any other county or with any city or political subdivision for the
70 financing, acquisition, operation, construction, maintenance, or utilization of any recreation

71 facility or project or program funded in whole or in part from revenues derived from the tax
72 levied pursuant to the provisions of this section.

73 ~~[8:]~~ **9.** The sales tax imposed pursuant to the provisions of this section shall expire
74 twenty-five years from the effective date thereof unless an extension of the tax is submitted to
75 and approved by the voters in each county in the manner provided in this section. Each
76 extension of the sales tax shall be for a period of ten years.

77 ~~[9:]~~ **10.** The governing body of each of the counties imposing a sales tax under the
78 provisions of this section may cooperate with the governing body of any county or other
79 political subdivision of this state in carrying out the provisions of this section, and may
80 establish and conduct jointly a system of public recreation. The respective governing bodies
81 administering programs jointly may provide by agreement among themselves for all matters
82 connected with the programs and determine what items of cost and expense shall be paid by
83 each.

84 ~~[10:]~~ **11.** The provisions of this section shall not in any way repeal, affect, or limit the
85 powers granted to any county to establish, maintain, and conduct parks and other recreational
86 grounds for public recreation.

87 ~~[11:]~~ **12.** Except as modified in this section, all provisions of sections 32.085 and
88 32.087 shall apply to the tax imposed under this section.

67.783. 1. There is hereby created within ~~[any county of the third class having a
2 population of more than ten thousand and less than fifteen thousand and any county of the
3 second class having a population of more than fifty eight thousand and less than seventy
4 thousand adjacent to such third class county, both counties making up the same judicial
5 circuit,]~~ **the counties described under subsection 1 of section 67.782** a joint county
6 recreational lake authority, which shall be a body corporate and politic and a political
7 subdivision of this state.

8 2. Subject to the limitations in section 67.788, the authority may exercise its powers
9 over the reservoir area encompassing any recreational lake and within five thousand feet of
10 the conservation storage level of any recreational lake constructed or to be constructed by the
11 authority pursuant to sections 67.781 to 67.790.

12 3. It shall be the purpose of each authority to promote the general welfare, to promote
13 recreation and to encourage private capital investment through the construction, operation,
14 and maintenance of a recreational lake and related improvements to be located ~~[jointly in the
15 second class county and the third class county]~~ **in the counties described under subsection
16 1 of section 67.782.**

17 4. The income of the authority and all property at any time owned by the authority
18 shall be exempt from all taxation or any assessments whatsoever to the state or of any
19 political subdivision, municipality, or other governmental agency thereof.

20 5. No county in which an authority is organized shall be held liable in connection
21 with the construction, operation, or maintenance of any project or program undertaken
22 pursuant to sections 67.781 to 67.790, including any actions taken by the authority in
23 connection with any project or program undertaken pursuant to sections 67.781 to 67.790.

 67.785. 1. The authority shall consist of nine members, appointed or elected as
2 follows:

3 (1) Within thirty days after approval by the voters of the sales tax authorized in
4 section 67.782, the county commission of [~~the second class~~] a county **described under**
5 **subdivision (2) of subsection 1 of section 67.782** shall initially appoint six members to the
6 authority, with the terms of **members staggered such that the terms of** two members [~~each~~
7 ~~expiring on December 31, 1992, December 31, 1994, and December 31, 1996~~] **expire on**
8 **December thirty-first of each even-numbered year.** The county commission of [~~the third~~
9 ~~class~~] a county **described under subdivision (1) of subsection 1 of section 67.782** shall
10 initially appoint three members to the authority, with the terms of **members staggered such**
11 **that the term of** one member [~~each expiring on December 31, 1992, December 31, 1994, and~~
12 ~~December 31, 1996~~] **expires on December thirty-first of each even-numbered year;**

13 (2) As the term of each initial member expires, new members shall be elected from
14 each county. Each elected member shall serve a six-year term and until [~~his~~] **the member's**
15 successor is duly elected and qualified.

16 2. A person, to be qualified to serve as a member, shall be a voter of the state for more
17 than five years prior to [~~his~~] **the member's** election or appointment, shall be a resident in the
18 county which [~~he~~] **the member** will represent for more than five years and shall be over the
19 age of twenty-five years. If any member moves outside the county from which [~~he~~] **the**
20 **member** was appointed or elected, [~~his~~] **the member's** seat shall be deemed vacant and a
21 new member shall be appointed by the county commission of such county to complete [~~his~~]
22 **the** unexpired term.

23 3. A person desiring to become a candidate for the authority shall pay the sum of five
24 dollars as a filing fee to the treasurer of the county in which [~~he~~] **the person** resides, and shall
25 file with the election authority a statement under oath that [~~he~~] **the person** possesses all of the
26 qualifications set out in sections 67.781 to 67.790 for a member of the authority. Thereafter,
27 [~~he~~] **such person** shall have [~~his~~] **such person's** name placed on the ballot as a candidate.

28 4. If six or more persons from [~~the second class~~] a county **described under**
29 **subdivision (2) of subsection 1 of section 67.782** file as candidates, a primary election shall
30 be held in August, and the four candidates who receive the most votes shall be candidates at
31 the general election. If two or more candidates receive an equal number of votes, and if that
32 number of votes would otherwise qualify each tied candidate for a position on the general
33 election ballot, all such tied candidates shall be included on the general election ballot. The

34 two candidates [~~from the second class county~~] receiving the most votes in the general election
35 shall be declared the winners.

36 5. If four or more persons from [~~the third class~~] a county **described under**
37 **subdivision (1) of subsection 1 of section 67.782** file as candidates, a primary election shall
38 be held in August, and the two candidates who receive the most votes shall be candidates at
39 the general election. If two or more candidates receive an equal number of votes, and if that
40 number of votes would otherwise qualify each tied candidate for a position on the general
41 election ballot, all such tied candidates shall be included on the general election ballot. The
42 candidate [~~from the second class county~~] receiving the most votes in the general election shall
43 be declared the winner.

67.2500. 1. A theater, cultural arts, and entertainment district may be established in
2 the manner provided in section 67.2505 by the governing body of any county, city, town, or
3 village that has adopted transect-based zoning under chapter 89, any county described in this
4 subsection, or any city, town, or village that is within such counties:

5 (1) Any county with a charter form of government and with more than two hundred
6 fifty thousand but less than three hundred fifty thousand inhabitants;

7 (2) Any county of the first classification with more than ninety-three thousand eight
8 hundred but fewer than ninety-three thousand nine hundred inhabitants;

9 (3) Any county of the first classification with more than one hundred eighty-four
10 thousand but fewer than one hundred eighty-eight thousand inhabitants;

11 (4) Any county with a charter form of government and with more than six hundred
12 thousand but fewer than seven hundred thousand inhabitants;

13 (5) Any county of the first classification with more than one hundred thirty-five
14 thousand four hundred but fewer than one hundred thirty-five thousand five hundred
15 inhabitants;

16 (6) Any county of the first classification with more than one hundred four thousand
17 six hundred but fewer than one hundred four thousand seven hundred inhabitants;

18 (7) Any county of the first classification with more than eighty-three thousand but
19 fewer than ninety-two thousand inhabitants and with a home rule city with more than seventy-
20 six thousand but fewer than ninety-one thousand inhabitants as the county seat; **or**

21 **(8) Any county that borders on or that contains part of a lake with not less than**
22 **one thousand miles of shoreline.**

23 2. Sections 67.2500 to 67.2530 shall be known as the "Theater, Cultural Arts, and
24 Entertainment District Act".

25 3. As used in sections 67.2500 to 67.2530, the following terms mean:

26 (1) "District", a theater, cultural arts, and entertainment district organized under this
27 section;

28 (2) "Qualified electors", "qualified voters", or "voters", registered voters residing
 29 within the district or subdistrict, or proposed district or subdistrict, who have registered to
 30 vote pursuant to chapter 115 or, if there are no persons eligible to be registered voters residing
 31 in the district or subdistrict, proposed district or subdistrict, property owners, including
 32 corporations and other entities, that are owners of real property;

33 (3) "Registered voters", persons qualified and registered to vote pursuant to chapter
 34 115; and

35 (4) "Subdistrict", a subdivision of a district, but not a separate political subdivision,
 36 created for the purposes specified in subsection 5 of section 67.2505.

**79.235. 1. Notwithstanding any other provision of law to the contrary, for any
 2 city of the fourth classification with no more than two thousand inhabitants, if a statute
 3 or ordinance authorizes the mayor to appoint a member of a board or commission, any
 4 requirement that the appointed person be a resident of the city shall be deemed satisfied
 5 if the person owns real property or a business in the city, regardless of whether the
 6 position to which the appointment is made is considered an officer of the city under
 7 section 79.250.**

**8 2. Notwithstanding any other provision of law to the contrary, for any city of the
 9 fourth classification with no more than two thousand inhabitants, if a statute or
 10 ordinance authorizes the mayor to appoint a member of a board that manages a
 11 municipal utility of the city, any requirement that the appointed person be a resident of
 12 the city shall be deemed satisfied if all of the following conditions are met:**

13 (1) The board has no authority to set utility rates or to issue bonds;

14 (2) The person resides within five miles of the city limits;

15 (3) The person owns real property or a business in the city;

16 (4) The person or the person's business is a customer of a public utility, as
 17 described under section 91.450, managed by the board; and

18 (5) The person has no pecuniary interest in, and is not a board member of, any
 19 utility company that offers the same type of service as a utility managed by the board.

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

~~7 2. In addition to the names of all record owners or the names of all
 8 owners appearing on the land tax book it is only necessary in the printed and
 9 published list to state in the aggregate the amount of taxes, penalty, interest
 10 and cost due thereon, each year separately stated.~~

~~11 3. To the list shall be attached and in like manner printed and
 published a notice of said lands and lots stating that said land and lots will be~~

12 ~~sold at public auction to discharge the taxes, penalty, interest, and costs due~~
 13 ~~thereon at the time of sale in or adjacent to the courthouse of such county, on~~
 14 ~~the fourth Monday in August next thereafter, commencing at ten o'clock of~~
 15 ~~said day and continuing from day to day thereafter until all are offered. Such~~
 16 ~~auction may also be conducted by electronic media, including the internet, at~~
 17 ~~the same time and at the discretion of the county collector.~~

18 4. ~~The county collector, on or before the day of sale, shall insert at the~~
 19 ~~foot of the list on his or her record a copy of the notice and certify on his or her~~
 20 ~~record immediately following the notice the name of the newspaper of the~~
 21 ~~county in which the notice was printed and published and the dates of~~
 22 ~~insertions thereof in the newspaper.~~

23 5. ~~The expense of such printing shall be paid out of the county treasury~~
 24 ~~and shall not exceed the rate provided for in chapter 493, relating to legal~~
 25 ~~publications, notices and advertisements, and the cost of printing at the rate~~
 26 ~~paid by the county shall be taxed as part of the costs of the sale of any land or~~
 27 ~~lot contained in the list.~~

28 6. ~~The county collector shall cause the affidavit of the printer, editor or~~
 29 ~~publisher of the newspaper in which the list of delinquent lands and notice of~~
 30 ~~sale was published, as provided by section 493.060, with the list and notice~~
 31 ~~attached, to be recorded in the office of the recorder of deeds of the county,~~
 32 ~~and the recorder shall not charge or receive any fees for recording the same.~~

33 7. ~~The county collector may have a separate list of such lands, without~~
 34 ~~legal descriptions or the names of the record owners, printed in a newspaper of~~
 35 ~~general circulation published in such county for three consecutive weeks~~
 36 ~~before the sale of such lands for a parcel or lot of land that:~~

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

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

41
 42 ~~The notice shall state that legal descriptions and the names of the record~~
 43 ~~owners of such lands shall be posted at any county courthouse within the~~
 44 ~~county and the office of the county collector.~~

45 8. ~~If, in the opinion of the county collector, an adequate legal~~
 46 ~~description of the delinquent land and lots cannot be obtained through~~
 47 ~~researching the documents available through the recorder of deeds, the~~
 48 ~~collector may commission a professional land surveyor to prepare an adequate~~
 49 ~~legal description of the delinquent land and lots in question. The costs of any~~
 50 ~~commissioned land survey deemed necessary by the county collector shall be~~
 51 ~~taxed as part of the costs of the sale of any land or lots contained in the list~~
 52 ~~prepared under this section.]~~

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

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

10 3. To the list shall be attached and in like manner printed and published a notice of
11 said lands and lots stating that said land and lots will be sold at public auction to discharge the
12 taxes, penalty, interest, and costs due thereon at the time of sale in or adjacent to the
13 courthouse of such county, on the fourth Monday in August next thereafter, commencing at
14 ten o'clock of said day and continuing from day to day thereafter until all are offered. **Such**
15 **auction may also be conducted by electronic media, including the internet, at the same**
16 **time and at the discretion of the county collector.**

17 4. The county collector, on or before the day of sale, shall insert at the foot of the list
18 on his or her record a copy of the notice and certify on his or her record immediately
19 following the notice the name of the newspaper of the county in which the notice was printed
20 and published and the dates of insertions thereof in the newspaper.

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

25 6. The county collector shall cause the affidavit of the printer, editor or publisher of
26 the newspaper in which the list of delinquent lands and notice of sale was published, as
27 provided by section 493.060, with the list and notice attached, to be recorded in the office of
28 the recorder of deeds of the county, and the recorder shall not charge or receive any fees for
29 recording the same.

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

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

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

38

39 The notice shall state that legal descriptions and the names of the record owners of such lands
40 shall be posted at any county courthouse within the county and the office of the county
41 collector.

42 8. If, in the opinion of the county collector, an adequate legal description of the
43 delinquent land and lots cannot be obtained through researching the documents available
44 through the recorder of deeds, the collector may commission a professional land surveyor to
45 prepare an adequate legal description of the delinquent land and lots in question. The costs of
46 any commissioned land survey deemed necessary by the county collector shall be taxed as
47 part of the costs of the sale of any land or lots contained in the list prepared under this section.

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

7 ~~2. The person or land bank agency offering at said sale, whether in~~
8 ~~person or by electronic media, to pay the required sum for a tract shall be~~
9 ~~considered the purchaser of such land; provided, no sale shall be made to any~~
10 ~~person or designated agent who is currently delinquent on any tax payments on~~
11 ~~any property, other than a delinquency on the property being offered for sale,~~
12 ~~and who does not sign an affidavit stating such at the time of sale. Failure to~~
13 ~~sign such affidavit as well as signing a false affidavit may invalidate such sale.~~
14 ~~No bid shall be received from any person not a resident of the state of Missouri~~
15 ~~or a foreign corporation or entity all deemed nonresidents. A nonresident shall~~
16 ~~file with said collector an agreement in writing consenting to the jurisdiction~~
17 ~~of the circuit court of the county in which such sale shall be made, and also~~
18 ~~filing with such collector an appointment of some citizen of said county as~~
19 ~~agent of said nonresident, and consenting that service of process on such agent~~
20 ~~shall give such court jurisdiction to try and determine any suit growing out of~~
21 ~~or connected with such sale for taxes. After the delinquent auction sale, any~~
22 ~~certificate of purchase shall be issued to the agent. After meeting the~~
23 ~~requirements of section 140.405, the property shall be conveyed to the agent~~
24 ~~on behalf of the nonresident, and the agent shall thereafter convey the property~~
25 ~~to the nonresident.~~

26 ~~3. All such written consents to jurisdiction and selective appointments~~
27 ~~shall be preserved by the county collector and shall be binding upon any~~
28 ~~person or corporation claiming under the person consenting to jurisdiction and~~
29 ~~making the appointment herein referred to; provided further, that in the event~~
30 ~~of the death, disability or refusal to act of the person appointed as agent of said~~
31 ~~nonresident the county clerk shall become the appointee as agent of said~~
32 ~~nonresident.~~

33 ~~4. No person residing in any home rule city with more than seventy-~~
34 ~~one thousand but fewer than seventy nine thousand inhabitants shall be~~
35 ~~eligible to offer to purchase lands under this section unless such person has, no~~
36 ~~later than ten days before the sale date, demonstrated to the satisfaction of the~~
37 ~~official charged by law with conducting the sale that the person is not the~~
38 ~~owner of any parcel of real property that has two or more violations of the~~
39 ~~municipality's building or housing codes. A prospective bidder may make~~
40 ~~such a demonstration by presenting statements from the appropriate collection~~
~~and code enforcement officials of the municipality. This subsection shall not~~

41 ~~apply to any taxing authority or land bank agency, and entities shall be eligible~~
42 ~~to bid at any sale conducted under this section without making such a~~
43 ~~demonstration.]~~

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

5 2. The person or land bank agency offering at said sale, **whether in person or by**
6 **electronic media**, to pay the required sum for a tract shall be considered the purchaser of
7 such land; provided, no sale shall be made to any person or designated agent who is currently
8 delinquent on any tax payments on any property, other than a delinquency on the property
9 being offered for sale, and who does not sign an affidavit stating such at the time of sale.
10 Failure to sign such affidavit as well as signing a false affidavit may invalidate such sale. No
11 bid shall be received from any person not a resident of the state of Missouri or a foreign
12 corporation or entity all deemed nonresidents. A nonresident shall file with said collector an
13 agreement in writing consenting to the jurisdiction of the circuit court of the county in which
14 such sale shall be made, and also filing with such collector an appointment of some citizen of
15 said county as agent of said nonresident, and consenting that service of process on such agent
16 shall give such court jurisdiction to try and determine any suit growing out of or connected
17 with such sale for taxes. After the delinquent auction sale, any certificate of purchase shall be
18 issued to the agent. After meeting the requirements of section 140.405, the property shall be
19 conveyed to the agent on behalf of the nonresident, and the agent shall thereafter convey the
20 property to the nonresident.

21 3. All such written consents to jurisdiction and selective appointments shall be
22 preserved by the county collector and shall be binding upon any person or corporation
23 claiming under the person consenting to jurisdiction and making the appointment herein
24 referred to; provided further, that in the event of the death, disability or refusal to act of the
25 person appointed as agent of said nonresident the county clerk shall become the appointee as
26 agent of said nonresident.

27 4. No person residing in any home rule city with more than seventy-one thousand but
28 fewer than seventy-nine thousand inhabitants shall be eligible to offer to purchase lands under
29 this section unless such person has, no later than ten days before the sale date, demonstrated
30 to the satisfaction of the official charged by law with conducting the sale that the person is not
31 the owner of any parcel of real property that has two or more violations of the municipality's
32 building or housing codes. A prospective bidder may make such a demonstration by
33 presenting statements from the appropriate collection and code enforcement officials of the
34 municipality. This subsection shall not apply to any taxing authority or land bank agency, and

35 entities shall be eligible to bid at any sale conducted under this section without making such a
36 demonstration.

221.400. 1. Any two or more contiguous counties within the state may form an
2 agreement to establish a regional jail district. The district shall have a boundary which
3 includes the areas within each member county, and it shall be named the "_____ Regional
4 Jail District". Such regional jail districts may contract to carry out the mission of the
5 commission and the regional jail district.

6 2. The county commission of each county desiring to join the district shall approve an
7 ordinance or resolution to join the district and shall approve the agreement which specifies the
8 duties of each county within the district.

9 3. If any county wishes to join a district which has already been established under this
10 section, the agreement shall be rewritten and reapproved by each member county. **If the
11 district already levies a sales tax under section 221.407, the joining of any county to such
12 district shall not be effective until the voters of the county desiring to join approve the
13 levy of the district sales tax in the joining county under subsection 3 of section 221.407.
14 Upon such approval, the rewritten agreement shall indicate the approval of the joining
15 county.**

16 4. The agreement which specifies the duties of each county shall contain the
17 following:

18 (1) The name of the district;

19 (2) The names of the counties within the district;

20 (3) The formula for calculating each county's contribution to the costs of the district;

21 (4) The types of prisoners which the regional jail may house, limited to prisoners
22 which may be transferred to counties under state law;

23 (5) The methods and powers which may be used for constructing, leasing or financing
24 a regional jail;

25 (6) The duties of the director of the regional jail;

26 (7) The timing and procedures for approval of the regional jail district's annual budget
27 by the regional jail commission; and

28 (8) The delegation, if any, by the member counties to the regional jail district of the
29 power of eminent domain.

30 5. Any county, city, town or village may contract with a regional jail commission for
31 the holding of its prisoners.

221.402. In addition to the powers granted to the district by its member counties
2 under the agreement, the district has all the powers necessary or appropriate to carry out its
3 purposes, including, but not limited to, the following:

- 4 (1) To adopt bylaws and rules for the regulation of its affairs and the conduct of its
5 business;
- 6 (2) To adopt an official seal;
- 7 (3) To maintain an office at such place or places in one or more of the member
8 counties as the commission may designate;
- 9 (4) To sue and be sued;
- 10 (5) To make and execute leases, contracts, releases, compromises and other
11 instruments necessary or convenient for the exercise of its powers or to carry out its purposes;
- 12 (6) To acquire, construct, reconstruct, repair, alter, improve, ~~and~~ **equip**, extend, **and**
13 **maintain** jail facilities;
- 14 (7) To sell, assign, **lease**, mortgage, grant a security interest in, exchange, donate and
15 convey any or all of its properties whenever the commission finds such action to be in
16 furtherance of the district's purposes;
- 17 (8) To collect rentals, fees and other charges in connection with its services or for the
18 use of any facilities;
- 19 (9) To issue its bonds, notes or other obligations for any of its corporate purposes and
20 to refund the same.

221.405. 1. Any regional jail district created pursuant to section 221.400 shall be
2 governed by a commission. The commission shall be composed of the sheriff and presiding
3 commissioner from each county within the district.

4 2. Each commissioner shall serve during his tenure as sheriff or as presiding
5 commissioner.

6 3. Commissioners shall serve until their successors **in their county offices** have ~~been~~
7 ~~duly appointed~~ **assumed office**. Vacancies on the commission shall be filled by the
8 succeeding sheriff or presiding commissioner for the remainder of the term.

9 4. Commissioners shall serve without compensation, except that they shall be
10 reimbursed by the district for their reasonable and necessary expenses in the performance of
11 their duties.

12 5. A jail commissioner from each county in the district shall present a proposed
13 budget to the county commission.

221.407. 1. The commission of any regional jail district may impose, by order, a
2 sales tax ~~[in the amount]~~ of ~~[one-eighth of one percent, one-fourth of one percent, three-~~
3 ~~eighths of one percent, or one-half of]~~ **up to** one percent on all retail sales made in such
4 region which are subject to taxation pursuant to the provisions of sections 144.010 to 144.525
5 for the purpose of providing jail services ~~and court~~, facilities, and equipment for such
6 region. The tax authorized by this section shall be in addition to any and all other sales taxes
7 allowed by law, except that no order imposing a sales tax pursuant to this section shall be

8 effective unless the commission submits to the voters of the district, on any election date
9 authorized in chapter 115, a proposal to authorize the commission to impose a tax.

10 2. The ballot of submission shall contain, but need not be limited to, the following
11 language:

12 Shall the _____ (insert district name) regional jail district [~~of _____~~
13 ~~—(counties' names)—~~] impose a region-wide sales tax of _____ (insert
14 amount) for the purpose of providing jail services [~~and court~~],
15 facilities, and equipment for the region?

16 Yes No

17 If you are in favor of the question, place an "X" in the box opposite
18 "YES". If you are opposed to the question, place an "X" in the box
19 opposite "NO".
20

21 If a majority of the votes cast on the proposal by the qualified voters of the district voting
22 thereon are in favor of the proposal, then the order and any amendment to such order shall be
23 in effect on the first day of the second quarter immediately following the election approving
24 the proposal. If the proposal receives less than the required majority, the commission shall
25 have no power to impose the sales tax authorized pursuant to this section unless and until the
26 commission shall again have submitted another proposal to authorize the commission to
27 impose the sales tax authorized by this section and such proposal is approved by the
28 [required] majority of the qualified voters of the district voting on such proposal[; ~~however, in~~
29 ~~no event shall a proposal pursuant to this section be submitted to the voters sooner than~~
30 ~~twelve months from the date of the last submission of a proposal pursuant to this section~~].

31 3. (1) **In the case of a county attempting to join an existing district that levies a**
32 **sales tax under subsection 1 of this section, the joining county may impose, by order or**
33 **ordinance, a district sales tax in such county. The order or ordinance shall not become**
34 **effective unless the county commission submits to the voters residing in the county at a**
35 **municipal election or a state general, primary, or special election a proposal to join the**
36 **regional jail district and to authorize the county commission to impose a tax under this**
37 **subsection. The tax authorized by this subsection shall be in addition to any and all**
38 **other taxes. Such tax shall be stated separately from all other charges and taxes.**

39 (2) **The question submitted shall be in substantially the following form: "Shall**
40 **the _____ (insert district name) extend its regional jail district boundaries to include _____**
41 **_____ (insert joining county name) and impose a regional jail district sales tax at a rate of**
42 **_____ (insert percentage) percent in _____ (insert joining county name) for the**
43 **purpose of providing jail services, facilities, and equipment for the region?"**.

44 **(3) If a majority of the votes cast on the question by the qualified voters voting**
45 **thereon are in favor of the question, the county shall be deemed to have joined the**
46 **regional jail district under a rewritten agreement under subsection 3 of section 221.400**
47 **and the tax shall become effective on the first day of the second calendar quarter**
48 **following the calendar quarter in which the election was held. If a majority of the votes**
49 **cast on the question by the qualified voters voting thereon are opposed to the question,**
50 **the county shall not join the regional jail district and the tax shall not become effective**
51 **unless and until the question is resubmitted under this section to the qualified voters of**
52 **the county and such question is approved by a majority of the qualified voters of the**
53 **county voting on the question.**

54 **4.** All revenue received by a district from the tax authorized pursuant to this section
55 shall be deposited in a special trust fund and shall be used solely for providing jail services
56 ~~[and court]~~, facilities, and equipment for such district for so long as the tax shall remain in
57 effect.

58 ~~[4.]~~ **5.** Once the tax authorized by this section is abolished or terminated by any
59 means, all funds remaining in the special trust fund shall be used solely for providing jail
60 services ~~[and court]~~, facilities, and equipment for the district. Any funds in such special trust
61 fund which are not needed for current expenditures may be invested by the commission in
62 accordance with applicable laws relating to the investment of other county funds.

63 ~~[5.]~~ **6.** All sales taxes collected by the director of revenue pursuant to this section on
64 behalf of any district, less one percent for cost of collection which shall be deposited in the
65 state's general revenue fund after payment of premiums for surety bonds as provided in
66 section 32.087, shall be deposited in a special trust fund, which is hereby created, to be
67 known as the "Regional Jail District Sales Tax Trust Fund". The moneys in the regional jail
68 district sales tax trust fund shall not be deemed to be state funds and shall not be commingled
69 with any funds of the state. The director of revenue shall keep accurate records of the amount
70 of money in the trust fund which was collected in each district imposing a sales tax pursuant
71 to this section, and the records shall be open to the inspection of officers of each member
72 county and the public. Not later than the tenth day of each month the director of revenue shall
73 distribute all moneys deposited in the trust fund during the preceding month to the district
74 which levied the tax. Such funds shall be deposited with the treasurer of each such district,
75 and all expenditures of funds arising from the regional jail district sales tax trust fund shall be
76 paid pursuant to an appropriation adopted by the commission and shall be approved by the
77 commission. Expenditures may be made from the fund for any ~~[function authorized in the~~
78 ~~order adopted by the commission submitting the regional jail district tax to the voters]~~ **of the**
79 **district's authorized purposes.**

80 ~~[6-]~~ 7. The director of revenue may make refunds from the amounts in the trust fund
81 and credited to any district for erroneous payments and overpayments made, and may redeem
82 dishonored checks and drafts deposited to the credit of such districts. If any district abolishes
83 the tax, the commission shall notify the director of revenue of the action at least ninety days
84 prior to the effective date of the repeal, and the director of revenue may order retention in the
85 trust fund, for a period of one year, of two percent of the amount collected after receipt of
86 such notice to cover possible refunds or overpayment of the tax and to redeem dishonored
87 checks and drafts deposited to the credit of such accounts. After one year has elapsed after
88 the effective date of abolition of the tax in such district, the director of revenue shall remit the
89 balance in the account to the district and close the account of that district. The director of
90 revenue shall notify each district in each instance of any amount refunded or any check
91 redeemed from receipts due the district.

92 ~~[7-]~~ 8. Except as provided in this section, all provisions of sections 32.085 and 32.087
93 shall apply to the tax imposed pursuant to this section.

94 ~~[8- The provisions of this section shall expire September 30, 2028.]~~

 221.410. Except as provided in sections 221.400 to 221.420 the regional jail
2 commission shall have the following powers and duties:

3 (1) It shall implement the agreement approved by the counties within the district
4 under section 221.400;

5 (2) It shall determine the means to establish a regional jail for the district;

6 (3) It shall appoint a director for the regional jail;

7 (4) It shall determine the initial budget for the regional jail and shall approve, after a
8 review and a majority of the commissioners concurring therein, all subsequent budgets, for
9 which proposals may be submitted by the director;

10 (5) It may determine the policies for the housing of prisoners within the regional jail;

11 (6) It may buy, lease, or sell real **or personal** property for the purpose of establishing
12 **and maintaining** a regional jail, and it may contract with public or private entities ~~[for the~~
13 ~~planning and acquisition of a jail]~~ **to acquire, construct, reconstruct, repair, alter, improve,**
14 **equip, and extend a regional jail;**

15 (7) It may contract with ~~[the department of corrections and with cities and other~~
16 ~~counties in this state]~~ **governmental entities including, but not limited to, departments**
17 **and instrumentalities thereof, or private entities** for the housing of prisoners;

18 (8) It shall approve all positions to be created for the purpose of administering the
19 regional jail; and

20 (9) It shall approve a location for the regional jail ~~[which is generally central to]~~ **that**
21 **is within** the district.

251.034. Payments made under sections 251.032 to 251.038 to the various regional
2 planning commissions shall be distributed on a matching basis of one-half state funds for one-
3 half of local funds. No local unit shall receive any payment without providing the matching
4 funds required. The state funds so allocated shall not exceed the sum of ~~[sixty-five]~~ **one**
5 **hundred thirty** thousand dollars for the East-West Gateway Coordinating Council and for the
6 Mid-America Regional Council. The remaining allocated state funds shall not exceed the
7 sum of ~~[twenty-five]~~ **fifty** thousand dollars for each of the following regional planning
8 commissions: South Central Ozark, Ozark Foothills, Green Hills, ~~[Show-Me]~~, Bootheel,
9 ~~[Missouri Valley, Ozark Gateway]~~, Mark Twain, ~~[ABCD,]~~ Southeast Missouri, Boonslick,
10 Northwest Missouri, Mid-Missouri, Kaysinger Basin, Lake of the Ozarks, Meramec,
11 Northeast Missouri, **Harry S. Truman, Mo-Kan, Pioneer Trails**, and ~~[Lakes-Country]~~
12 **Southwest Missouri. Beginning July 1, 2025, and each year after, the maximum grant**
13 **allowance for each regional planning commission shall be adjusted annually based on**
14 **the rate of inflation according to the consumer price index.**

311.087. 1. As used in this section, the following terms mean:

2 (1) "Common area", any area designated as a common area in a development
3 plan for an entertainment district approved by the governing body of the county, city,
4 town, or village; any area of a public right-of-way that is adjacent to or within the
5 entertainment district; and any other area identified in the development plan;

6 (2) "Entertainment district", any area located in any county that borders on or
7 that contains part of a lake with not less than one thousand miles of shoreline that:

8 (a) Is located in any city with more than one thousand nine hundred but fewer
9 than two thousand one hundred fifty inhabitants and partially located in a county with
10 more than twenty-two thousand but fewer than twenty-five thousand inhabitants and
11 with a county seat with more than one hundred but fewer than five hundred
12 inhabitants; and

13 (b) Contains a combination of entertainment venues, bars, nightclubs, and
14 restaurants;

15 (3) "Portable bar", any bar, table, kiosk, cart, or stand that is not a permanent
16 fixture and can be moved from place to place.

17 2. Notwithstanding any other provisions of this chapter to the contrary, any
18 person who possesses the qualifications required by this chapter, and who meets the
19 requirements of and complies with the provisions of this chapter, may apply for, and the
20 supervisor of alcohol and tobacco control may issue, an entertainment district special
21 license to sell intoxicating liquor by the drink for retail for consumption dispensed from
22 one or more portable bars within the common areas of the entertainment district until

23 **3:00 a.m. on Mondays through Saturdays and from 6:00 a.m. on Sundays and until 1:30**
24 **a.m. on Mondays.**

25 **3. An applicant granted an entertainment district special license under this**
26 **section shall pay a license fee of three hundred dollars per year.**

27 **4. Notwithstanding any other provision of this chapter to the contrary, on such**
28 **days and at such times during the hours a license is allowed under this chapter to sell**
29 **alcoholic beverages, persons may be allowed to leave licensed establishments located in**
30 **portions of the entertainment district with an alcoholic beverage and enter upon and**
31 **consume the alcoholic beverage within other licensed establishments and common areas**
32 **located in portions of the entertainment district. No person shall take any alcoholic**
33 **beverage or alcoholic beverages outside the boundaries of the entertainment district. At**
34 **times when a person is allowed to consume alcoholic beverages dispensed from portable**
35 **bars and in common areas of all or any portion of the entertainment district, the**
36 **entertainment district shall ensure that minors can be easily distinguished from persons**
37 **of legal age buying alcoholic beverages.**

38 **5. Every licensee within the entertainment district shall serve alcoholic**
39 **beverages in containers that display and contain the licensee's trade name or logo or**
40 **some other mark that is unique to that license and licensee.**

41 **6. The holder of an entertainment district special license is solely responsible for**
42 **alcohol violations occurring at its portable bar and in any common area.**

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

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

17 ~~(1) Zero to five letters: salary shall be a minimum of seven thousand~~
18 ~~five hundred dollars;~~

19 ~~(2) Six to fifteen letters: salary shall be a minimum of fifteen thousand~~
20 ~~dollars;~~

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

22 ~~(4) Twenty six to thirty nine letters: salary shall be a minimum of~~
 23 ~~twenty five thousand dollars;~~

24 ~~(5) Public administrators with forty or more letters shall be considered~~
 25 ~~full time county officials and shall be paid according to the assessed valuation~~
 26 ~~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
\$ 450,000,000 to 599,999,999	\$47,000
\$ 600,000,000 to 749,999,999	\$49,000
\$ 750,000,000 to 899,999,999	\$51,000
\$ 900,000,000 to 1,049,999,999	\$53,000
\$ 1,050,000,000 to 1,199,999,999	\$55,000
\$ 1,200,000,000 to 1,349,999,999	\$57,000
\$ 1,350,000,000 and over	\$59,000

46 ~~(6) The public administrator in the City of St. Louis shall receive a~~
 47 ~~salary not less than sixty five thousand dollars;~~

48 ~~(7) Two thousand dollars of the compensation authorized in this~~
 49 ~~section shall be payable to the public administrator only if he or she has~~
 50 ~~completed at least twenty hours of instruction each calendar year relating to~~
 51 ~~the operations of the public administrator's office when approved by a~~
 52 ~~professional association of the county public administrators of Missouri unless~~
 53 ~~exempted from the training by the professional association. The professional~~
 54 ~~association approving the program shall provide a certificate of completion to~~
 55 ~~each public administrator who completes the training program and shall send a~~
 56 ~~list of certified public administrators to the treasurer of each county. Expenses~~
 57 ~~incurred for attending the training session shall be reimbursed to the county~~
 58 ~~public administrator in the same manner as other expenses as may be~~
 59 ~~appropriated for that purpose.~~

60 ~~3. If a public administrator is appointed by the court as both a guardian~~
 61 ~~and a conservator to the same ward or protectee, it shall be considered two~~
 62 ~~letters.~~

63 ~~4. Notwithstanding subsection 2 or 5 of this section, upon majority~~
 64 ~~approval by the salary commission, a public administrator may be paid~~
 65 ~~according to the assessed valuation schedule set forth in subdivision (5) of~~
 66 ~~subsection 2 of this section. If the salary commission elects to pay a public~~
 67 ~~administrator according to the assessed valuation schedule, the salary~~
 68 ~~commission shall not elect to change at any future time to pay the public~~
 69 ~~administrator's office according to the average number of open letters in lieu of~~
 70 ~~paying them according to the assessed valuation schedule.~~

71 ~~5. The initial compensation of the public administrator who elects to~~
 72 ~~be put on salary shall be determined by the average number of letters for the~~
 73 ~~two years preceding the term when the salary is elected. Salary increases or~~
 74 ~~decreases according to the minimum schedule set forth in this section shall be~~
 75 ~~adjusted only after the number of open letters places the workload in a~~
 76 ~~different subdivision for two consecutive years. Minimum salary increases or~~
 77 ~~decreases shall only take effect upon a new term of office of the public~~
 78 ~~administrator. The number of letters each year shall be determined in~~
 79 ~~accordance with the reporting requirements set forth in law.~~

80 ~~6. All fees collected by a public administrator who elects to be salaried~~
 81 ~~shall be deposited in the county treasury or with the treasurer for the City of St.~~
 82 ~~Louis.~~

83 ~~7. Any public administrator in a county of the first classification~~
 84 ~~without a charter form of government with a population of less than one~~
 85 ~~hundred thousand inhabitants who elects to receive fees in lieu of a salary~~
 86 ~~pursuant to this section may elect to join the Missouri local government~~
 87 ~~employees' retirement system created pursuant to sections 70.600 to 70.755.~~

88 ~~8. (1) A letter of guardianship and a letter of conservatorship shall be~~
 89 ~~counted as separate letters.~~

90 ~~(2) For purposes of this subsection:~~

91 ~~(a) "Letter of conservatorship" means the appointment of a~~
 92 ~~conservatorship of an estate by the court to a protectee adjudged to be~~
 93 ~~disabled;~~

94 ~~(b) "Letter of guardianship" means the appointment of a guardianship~~
 95 ~~by the court to a ward adjudged to be incapacitated.]~~

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

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

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

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

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

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

20 (5) Public administrators with forty or more letters shall be considered full-time
 21 county officials and shall be paid according to the assessed valuation schedule set forth
 22 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
\$ 450,000,000 to 599,999,999	\$47,000
\$ 600,000,000 to 749,999,999	\$49,000
\$ 750,000,000 to 899,999,999	\$51,000
\$ 900,000,000 to 1,049,999,999	\$53,000
\$ 1,050,000,000 to 1,199,999,999	\$55,000
\$ 1,200,000,000 to 1,349,999,999	\$57,000
\$ 1,350,000,000 and over	\$59,000

42 ;

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

45 (7) Two thousand dollars of the compensation authorized in this section shall be
46 payable to the public administrator only if he or she has completed at least twenty hours of
47 instruction each calendar year relating to the operations of the public administrator's office
48 when approved by a professional association of the county public administrators of Missouri
49 unless exempted from the training by the professional association. The professional
50 association approving the program shall provide a certificate of completion to each public
51 administrator who completes the training program and shall send a list of certified public
52 administrators to the treasurer of each county. Expenses incurred for attending the training
53 session shall be reimbursed to the county public administrator in the same manner as other
54 expenses as may be appropriated for that purpose.

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

57 **4. Notwithstanding subsection 2 or 5 of this section, upon majority approval by**
58 **the salary commission, a public administrator may be paid according to the assessed**
59 **valuation schedule set forth in subdivision (5) of subsection 2 of this section. If the**
60 **salary commission elects to pay a public administrator according to the assessed**
61 **valuation schedule, the salary commission shall not elect to change at any future time to**
62 **pay the public administrator's office according to the average number of open letters in**
63 **lieu of paying them according to the assessed valuation schedule.**

64 **5.** The initial compensation of the public administrator who elects to be put on salary
65 shall be determined by the average number of letters for the two years preceding the term
66 when the salary is elected. Salary increases or decreases according to the minimum schedule
67 set forth in ~~subsection 1 of~~ this section shall be adjusted only after the number of open
68 letters places the workload in a different subdivision for two consecutive years. Minimum
69 salary increases or decreases shall only take effect upon a new term of office of the public
70 administrator. The number of letters each year shall be determined in accordance with the
71 reporting requirements set forth in law.

72 ~~[4.]~~ **6.** All fees collected by a public administrator who elects to be salaried shall be
73 deposited in the county treasury or with the treasurer for the city of St. Louis.

74 ~~[5.]~~ **7.** Any public administrator in a county of the first classification without a charter
75 form of government with a population of less than one hundred thousand inhabitants who
76 elects to receive fees in lieu of a salary pursuant to this section may elect to join the Missouri
77 local government employees' retirement system created pursuant to sections 70.600 to 70.755.

78 **8. (1) A letter of guardianship and a letter of conservatorship shall be counted as**
79 **separate letters.**

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

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

83 **(b) "Letter of guardianship", the appointment of a guardianship by the court to**
84 **a ward adjudged to be incapacitated.**

Section B. Because immediate action is necessary to provide new and enhanced jail
2 facilities in this state, the repeal and reenactment of sections 221.400, 221.402, 221.405,
3 221.407, and 221.410 of section A of this act is deemed necessary for the immediate
4 preservation of the public health, welfare, peace, and safety, and is hereby declared to be an
5 emergency act within the meaning of the constitution, and the repeal and reenactment of
6 sections 221.400, 221.402, 221.405, 221.407, and 221.410 of section A of this act shall be in
7 full force and effect upon its passage and approval.

✓