

FIRST REGULAR SESSION

HOUSE BILL NO. 1287

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE REEDY.

2503H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 473.742, RSMo, and to enact in lieu thereof one new section relating to public administrators.

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

Section A. Section 473.742, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 473.742, to read as follows:

473.742. 1. Each public administrator in counties of the second, third or fourth classification and in the city of St. Louis shall make a determination within thirty days after taking office whether such public administrator shall elect to receive a salary as defined herein or receive fees as may be allowed by law to executors, administrators and personal representatives. The election by the public administrator shall be made in writing to the county clerk. Should the public administrator elect to receive a salary, the public administrator's office may not then elect to change at any future time to receive fees in lieu of salary.

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

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

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

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

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

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.

17 (5) Public administrators with forty or more letters shall be considered full-time county
 18 officials and shall be paid according to the assessed valuation schedule set forth below:

19		Assessed Valuation		Salary	
20	\$	8,000,000	to	40,999,999	\$29,000
21	\$	41,000,000	to	53,999,999	\$30,000
22	\$	54,000,000	to	65,999,999	\$32,000
23	\$	66,000,000	to	85,999,999	\$34,000
24	\$	86,000,000	to	99,999,999	\$36,000
25	\$	100,000,000	to	130,999,999	\$38,000
26	\$	131,000,000	to	159,999,999	\$40,000
27	\$	160,000,000	to	189,999,999	\$41,000
28	\$	190,000,000	to	249,999,999	\$41,500
29	\$	250,000,000	to	299,999,999	\$43,000
30	\$	300,000,000	to	449,999,999	\$45,000
31	\$	450,000,000	to	599,999,999	\$47,000
32	\$	600,000,000	to	749,999,999	\$49,000
33	\$	750,000,000	to	899,999,999	\$51,000
34	\$	900,000,000	to	1,049,999,999	\$53,000
35	\$	1,050,000,000	to	1,199,999,999	\$55,000
36	\$	1,200,000,000	to	1,349,999,999	\$57,000
37	\$	1,350,000,000	and over		\$59,000;

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

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

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

52 **4. Notwithstanding subsection 2 or 3 of this section, upon majority approval by the**
53 **salary commission, a public administrator may be paid according to the assessed valuation**
54 **schedule set forth in subsection 7 of this section. If the salary commission elects to pay a**
55 **public administrator according to the assessed valuation schedule, the salary commission**
56 **shall not elect to change at any future time to pay the public administrator's office**
57 **according to the average number of open letters in lieu of paying them according to the**
58 **assessed valuation schedule.**

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

67 ~~[4.]~~ **6.** All fees collected by a public administrator who elects to be salaried shall be
68 deposited in the county treasury or with the treasurer for the city of St. Louis.

69 ~~[5.]~~ **7.** Any public administrator in a county of the first classification without a charter
70 form of government with a population of less than one hundred thousand inhabitants who elects
71 to receive fees in lieu of a salary pursuant to this section may elect to join the Missouri local
72 government employees' retirement system created pursuant to sections 70.600 to 70.755.

73 **8. (1) A letter of guardianship and a letter of conservatorship shall be counted as**
74 **separate letters.**

75 **(2) For purposes of this subsection:**

76 **(a) "Letter of conservatorship" means the appointment of a conservatorship of an**
77 **estate by the court to a protectee adjudged to be disabled;**

78 **(b) "Letter of guardianship" means the appointment of a guardianship by the court**
79 **to a ward adjudged to be incapacitated.**

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