

SECOND REGULAR SESSION

SENATE BILL NO. 1088

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR CRAWFORD.

5337S.01I

ADRIANE D. CROUSE, Secretary

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Section A. Section 473.742, RSMo, is repealed and one new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

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

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

(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;

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

Assessed Valuation	Salary
\$ 8,000,000 to 40,999,999	\$29,000
\$ 41,000,000 to 53,999,999	\$30,000
\$ 54,000,000 to 65,999,999	\$32,000
\$ 66,000,000 to 85,999,999	\$34,000
\$ 86,000,000 to 99,999,999	\$36,000
\$ 100,000,000 to 130,999,999	\$38,000
\$ 131,000,000 to 159,999,999	\$40,000
\$ 160,000,000 to 189,999,999	\$41,000
\$ 190,000,000 to 249,999,999	\$41,500
\$ 250,000,000 to 299,999,999	\$43,000
\$ 300,000,000 to 449,999,999	\$45,000
\$ 450,000,000 to 599,999,999	\$47,000
\$ 600,000,000 to 749,999,999	\$49,000

45	\$ 750,000,000 to 899,999,999	\$51,000
46	\$ 900,000,000 to 1,049,999,999	\$53,000
47	\$ 1,050,000,000 to 1,199,999,999	\$55,000
48	\$ 1,200,000,000 to 1,349,999,999	\$57,000
49	\$ 1,350,000,000 and over	\$59,000 ;

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

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

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

72 **4. Notwithstanding subsection 2 or 5 of this section,**
 73 **upon majority approval by the salary commission, a public**

74 administrator may be paid according to the assessed
75 valuation schedule set forth in subdivision (5) of
76 subsection 2 of this section. If the salary commission
77 elects to pay a public administrator according to the
78 assessed valuation schedule, the salary commission shall not
79 elect to change at any future time to pay the public
80 administrator's office according to the average number of
81 open letters in lieu of paying them according to the
82 assessed valuation schedule.

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

95 [4.] 6. All fees collected by a public administrator
96 who elects to be salaried shall be deposited in the county
97 treasury or with the treasurer for the city of St. Louis.

98 [5.] 7. Any public administrator in a county of the
99 first classification without a charter form of government
100 with a population of less than one hundred thousand
101 inhabitants who elects to receive fees in lieu of a salary
102 pursuant to this section may elect to join the Missouri
103 local government employees' retirement system created
104 pursuant to sections 70.600 to 70.755.

105 8. (1) A letter of guardianship and a letter of
106 conservatorship shall be counted as separate letters.

107 (2) For purposes of this subsection:

108 (a) "Letter of conservatorship" means the appointment
109 of a conservatorship of an estate by the court to a
110 protectee adjudged to be disabled;

111 (b) "Letter of guardianship" means the appointment of
112 a guardianship by the court to a ward adjudged to be
113 incapacitated.

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