

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 586

BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE

AN ACT

1 RELATING TO JUROR COMPENSATION; AMENDING SECTION 2-215, IDAHO CODE, TO PRO-
2 VIDE FOR AN INCREASE IN JUROR COMPENSATION FOR A TRIAL EXCEEDING FIVE
3 DAYS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 2-220, IDAHO
4 CODE, TO AUTHORIZE RULEMAKING FOR THE ADMINISTRATION OF LENGTHY TRIAL
5 JUROR COMPENSATION AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING
6 CHAPTER 2, TITLE 2, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 2-222,
7 IDAHO CODE, TO PROVIDE FOR REIMBURSEMENT OF CERTAIN COUNTY JUROR EX-
8 PENSES UPON APPLICATION BY A COUNTY, TO PROVIDE FOR THE CALCULATION OF
9 REIMBURSEMENT BASED UPON AVAILABLE FUNDS AND TOTALITY OF APPLICATIONS
10 AND TO AUTHORIZE RULEMAKING.
11

12 Be It Enacted by the Legislature of the State of Idaho:

13 SECTION 1. That Section 2-215, Idaho Code, be, and the same is hereby
14 amended to read as follows:

15 2-215. MILEAGE AND PER DIEM OF JURORS. A juror shall be paid mileage
16 for his travel expenses from his residence to the place of holding court and
17 return at the same rate per mile as established by resolution of the county
18 commissioners for county employees in the county where the juror resides,
19 and shall be compensated at the following rate, to be paid from the county
20 treasury:

21 (1) Five dollars (\$5.00), or a rate of more than five dollars (\$5.00)
22 up to twenty-five dollars (\$25.00) as determined by the county commissioners
23 of the county where the juror resides, for each one-half (1/2) day, or por-
24 tion thereof, unless the juror travels more than thirty (30) miles from his
25 residence, in which event he shall receive ten dollars (\$10.00), or a rate
26 of more than ten dollars (\$10.00) up to fifty dollars (\$50.00) as determined
27 by the county commissioners of the county where the juror resides, for each
28 one-half (1/2) day or portion thereof;

29 (2) Ten dollars (\$10.00), or a rate of more than ten dollars (\$10.00) up
30 to fifty dollars (\$50.00) as determined by the county commissioners in the
31 county where the juror resides, for each day's required attendance at court
32 of more than one-half (1/2) day;

33 (3) Fifty dollars (\$50.00) for each day's required attendance at court
34 that exceeds five (5) days for one (1) trial.

35 SECTION 2. That Section 2-220, Idaho Code, be, and the same is hereby
36 amended to read as follows:

37 2-220. POWER OF SUPREME COURT TO MAKE RULES CONCERNING JURIES. The
38 Supreme Court may make and amend rules, not inconsistent with this act,
39 regulating the selection and service of jurors and for the administration

1 and payment of reimbursement to the counties of forty dollars (\$40.00) per
2 day for lengthy jury trials as provided in section 2-222, Idaho Code.

3 SECTION 3. That Chapter 2, Title 2, Idaho Code, be, and the same is
4 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
5 ignated as Section 2-222, Idaho Code, and to read as follows:

6 2-222. LENGTHY TRIAL JUROR COMPENSATION. (1) The supreme court shall
7 reimburse the counties for moneys the county paid during the previous fis-
8 cal year for lengthy trial juror compensation under section 2-215(3), Idaho
9 Code, from and to the extent that moneys are appropriated for this purpose
10 by the legislature. On and after September 30, 2018, and each county fiscal
11 year thereafter, any board of county commissioners may file an annual appli-
12 cation with the administrative director of the courts requesting reimburse-
13 ment of lengthy jury trial juror compensation in the amount set forth in sub-
14 section (2) of this section. The supreme court shall prescribe by rule the
15 time within which an application must be filed, the form for the application
16 and the information that must accompany each application.

17 (2) Each county whose application is approved by the administrative di-
18 rector of the courts shall receive moneys for the reimbursement of lengthy
19 trial juror compensation paid by the county during the previous fiscal year.
20 The amount of the reimbursement shall be forty dollars (\$40.00) per juror
21 and alternate juror for each day of jury service beyond the fifth day of re-
22 quired attendance at court relating to a trial, if there are sufficient mon-
23 eys to fully reimburse every county whose application is approved. If there
24 are insufficient moneys to fully reimburse every county whose application
25 is approved, then each county shall receive only a percentage of its reim-
26 bursement request. The percentage shall be established by dividing the to-
27 tal amount of available moneys by the sum of all reimbursements requested by
28 all counties.