

## STATEMENT OF PURPOSE

RS30038 / H0052

This is one of a series of bills the Supreme Court has recommended in its annual report to the Governor concerning defects or omissions in the laws, as required by article V, section 25 of the Idaho Constitution. Grand jury proceedings are confidential, and I.C. § 19-1111 recognizes this by specifically identifying jurors, prosecutors, witnesses, and interpreters as the only persons who may be present during the proceedings. Since a record of the proceedings must be kept, this statute should also permit a person designated to report the proceeding to be present. Similarly, I.C. § 19-3023 provides that child witnesses may be accompanied by a support person when testifying in a criminal matter. Grand jury proceedings are criminal matters, and as a result, support persons for child witnesses should also be permitted to be present during such proceedings. In recognition of the need to record grand jury proceedings, and in light of I.C. § 19-3023's direction to permit child witnesses to be accompanied by a support person, persons designated to report the proceeding and support persons for child witnesses should be added to I.C. § 19-1111's listing of persons who may be present at grand jury sessions.

### FISCAL NOTE

This proposed amendment will have no fiscal impact upon the General Fund, any other state fund, or local governments. The proposed amendment only clarifies that certain persons should be permitted to be present during grand jury sessions, and thus, it will cause neither an increase nor decrease in existing or future appropriations or revenues.

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**DISCLAIMER: This statement of purpose and fiscal note are a mere attachment to this bill and prepared by a proponent of the bill. It is neither intended as an expression of legislative intent nor intended for any use outside of the legislative process, including judicial review (Joint Rule 18).**