

HOUSE BILL NO. 803

INTRODUCED BY PECK

IN THE HOUSE

February 12, 1985	Introduced and referred to Committee on Judiciary.
February 20, 1985	Committee recommend bill do pass as amended. Report adopted. Bill printed and placed on members' desks.
February 22, 1985	Second reading, do pass. Considered correctly engrossed.
February 23, 1985	Third reading, passed. Transmitted to Senate.

IN THE SENATE

March 4, 1985	Introduced and referred to Committee on Judiciary.
March 20, 1985	Committee recommend bill be concurrent in. Report adopted.
March 23, 1985	Second reading, concurred in.
March 26, 1985	Third reading, concurred in. Ayes, 48; Noes, 2. Returned to House.

IN THE HOUSE

March 27, 1985

Received from Senate.

Sent to enrolling.

Reported correctly enrolled.

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4 A BILL FOR AN ACT ENTITLED: "AN ACT CONFORMING JUROR AND
5 WITNESS FEES IN COURTS NOT OF RECORD TO THOSE OF COURTS OF
6 RECORD; AMENDING SECTIONS 3-15-203, 26-2-502, AND 26-2-503,
7 MCA."

8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 3-15-203, MCA, is amended to read:

11 "3-15-203. Fees in courts not of record and coroner's
12 inquests. (1) ~~Jurors--in-courts-not-of-record~~ A jury panel
13 member, in both civil and criminal actions, shall receive a
14 fee of \$12 per day for attendance before a court not of
15 record and a mileage allowance, as provided in 2-18-503, for
16 traveling each way between his residence and the court. A
17 jury panel member selected for a case shall receive an
18 additional \$13 per day while serving.

19 (2) In civil actions, the jurors' fees must be paid by
20 the party demanding the jury and taxed as costs against the
21 losing party.

22 ~~(2)~~(3) Jurors in coroner's inquests shall receive a
23 fee of \$7.50 per day."

24 Section 2. Section 26-2-502, MCA, is amended to read:

25 "26-2-502. Witnesses in courts not of record -- civil

1 actions. Witnesses in courts not of record in civil actions
2 and proceedings shall receive ~~\$3~~ \$10 for each day's actual
3 attendance and mileage as provided in 2-18-503 for each mile
4 actually traveled in going from their residences by the
5 usual traveled route to the court and return."

6 Section 3. Section 26-2-503, MCA, is amended to read:

7 "26-2-503. Witnesses in courts not of record --
8 criminal actions and on coroner's inquests. Witnesses in
9 courts not of record in criminal actions and on coroner's
10 inquests shall receive ~~\$3~~ \$10 per day for actual attendance
11 and mileage as provided in 2-18-503 for each mile actually
12 and necessarily traveled from their places of residence to
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APPROVED BY COMMITTEE
ON JUDICIARY

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22 ~~(2)~~(3) Jurors in coroner's inquests shall receive a
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24 (4) A JUROR WHO IS EXCUSED FROM ATTENDANCE UPON HIS
25 OWN MOTION ON THE FIRST DAY OF HIS APPEARANCE IN OBEDIENCE

1 TO NOTICE OR WHO HAS BEEN SUMMONED AS A SPECIAL JUROR AND
2 NOT SWORN IN THE TRIAL OF THE CASE SHALL FORFEIT PER DIEM
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