

HOUSE BILL 103

Introduced by Whalen

1/09	Introduced
1/10	Referred to Judiciary
1/17	Hearing
1/19	Committee Report--Bill Passed as Amended
1/24	Rereferred to Judiciary
2/15	Tabled in Committee

1 House BILL NO. 103
2 INTRODUCED BY Whalen
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING THE
5 REQUIREMENT OF PAYMENT OF JURY FEES IN COURTS NOT OF RECORD;
6 AMENDING SECTION 3-15-203, MCA; AND PROVIDING AN IMMEDIATE
7 EFFECTIVE DATE."

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) A jury panel member, in both civil and
13 criminal actions, shall receive a fee of \$12 per day for
14 attendance before a court not of record and a mileage
15 allowance, as provided in 2-18-503, for traveling each way
16 between his residence and the court. A jury panel member
17 selected for a case shall receive an additional \$13 per day
18 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 ~~{3}~~(2) Jurors in coroner's inquests shall receive a
23 fee of \$7.50 per day.

24 ~~{4}~~(3) 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
3 and mileage."

4 NEW SECTION. **Section 2.** Effective date. [This act] is
5 effective on passage and approval.

-End-

APPROVED BY COMMITTEE
ON JUDICIARYHOUSE BILL NO. 103
INTRODUCED BY WHALEN

A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING THE REQUIREMENT OF PAYMENT PREPAYMENT OF JURY FEES IN COURTS NOT OF RECORD; AMENDING SECTION 3-15-203, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

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

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

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

(2) IN CIVIL ACTIONS, THE JURORS' FEES MUST BE TAXED AS COSTS AGAINST THE LOSING PARTY.

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

~~(4) (3) (4)~~ A juror who is excused from attendance upon his own motion on the first day of his appearance in obedience to notice or who has been summoned as a special juror and not sworn in the trial of the case shall forfeit per diem and mileage."

NEW SECTION. **Section 2.** Effective date. [This act] is effective on passage and approval.

-End-