

FIRST REGULAR SESSION

HOUSE BILL NO. 989

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PRICE.

1804H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 494.455, RSMo, and to enact in lieu thereof one new section relating to juror compensation.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 494.455, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 494.455, to read as follows:

494.455. 1. Each county [~~or city not within a county~~] may elect to compensate its jurors pursuant to subsection 2 of this section except as otherwise provided in subsection 3 of this section. **A city not within a county may elect to compensate its jurors under subsection 2 of this section, unless the provisions of subsection 5 are applicable, in which case jurors shall be compensated under subsection 5.**

2. **Except as provided in subsection 5 of this section**, each grand and petit juror shall receive six dollars per day, for every day he or she may actually serve as such, and seven cents for every mile he or she may necessarily travel going from his or her place of residence to the courthouse and returning, to be paid from funds of the county or a city not within a county. The governing body of each county or a city not within a county may authorize additional daily compensation and mileage allowance for jurors, which additional compensation shall be paid from the funds of the county or a city not within a county. The governing body of each county or a city not within a county may authorize additional daily compensation and mileage allowance for jurors attending a coroner's inquest. Jurors may receive the additional compensation and mileage allowance authorized by this subsection only if the governing body of the county or the city not within a county authorizes the additional compensation. The provisions of this subsection authorizing additional compensation shall terminate upon the issuance of a mandate

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 by the Missouri supreme court which results in the state of Missouri being obligated or required
19 to pay any such additional compensation even if such additional compensation is formally
20 approved or authorized by the governing body of a county or a city not within a county.
21 Provided that a county or a city not within a county authorizes daily compensation payable from
22 county or city funds for jurors who serve in that county pursuant to this subsection in the amount
23 of at least six dollars per day in addition to the amount required by this subsection, a person shall
24 receive an additional six dollars per day to be reimbursed by the state of Missouri so that the total
25 compensation payable shall be at least eighteen dollars, plus mileage for each day that the person
26 actually serves as a petit juror in a particular case; or for each day that a person actually serves
27 as a grand juror during a term of a grand jury. The state shall reimburse the county for six dollars
28 of the additional juror compensation provided by this subsection.

29 3. In any county of the first classification without a charter form of government and with
30 a population of at least two hundred thousand inhabitants, no grand or petit juror shall receive
31 compensation for the first two days of service, but shall receive fifty dollars per day for the third
32 day and each subsequent day he or she may actually serve as such, and seven cents for every mile
33 he or she may necessarily travel going from his or her place of residence to the courthouse and
34 returning, to be paid from funds of the county.

35 4. When each panel of jurors summoned and attending court has completed its service,
36 the board of jury commissioners shall cause to be submitted to the governing body of the county
37 or a city not within a county a statement of fees earned by each juror. Within thirty days of the
38 submission of the statement of fees, the governing body shall cause payment to be made to those
39 jurors summoned the fees earned during their service as jurors.

40 **5. Each grand and petit juror serving on a jury located in a city not within a county**
41 **shall be compensated as follows if the juror provides to the court proof of employment and**
42 **documentation of his or her daily average pay at such employment:**

43 **(1) For the first three days of service on a jury, a juror shall be compensated each**
44 **day as follows:**

45 **(a) One-third of the juror's average daily pay to be paid by the employer;**

46 **(b) One-third of the juror's average daily pay to be paid by the state; and**

47 **(c) One-third of the juror's average daily pay to be paid by a city not within a**
48 **county; and**

49 **(2) For the fourth day and any day thereafter, the juror shall be compensated as**
50 **provided in subsections 2 of this section.**

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