

2022 Regular Session

SENATE BILL NO. 398 (Substitute of Senate Bill No. 373 by Senator Peacock)

BY SENATOR PEACOCK

COURTS. Provides relative to juror compensation rates. (gov sig)

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AN ACT

To amend and reenact R.S. 13:3049.1(B) and 3105(A), relative to juror compensation; to provide for the compensation rate of jurors for attendance in court; to provide relative to an allowance for mileage; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 13:3049.1(B) and 3105(A) are hereby amended and reenacted to read as follows:

§3049.1. Twenty-Fourth Judicial District; jury compensation; duty to attend; cash deposit; bond procedure; filing fees

* * *

B.(1) All persons attending pursuant to summons for jury service in both criminal and civil cases may demand and receive compensation and an allowance for mileage necessarily traveled going to and from the courthouse in accordance with R.S. 13:3049.

~~(2) The compensation shall be twenty-five dollars for each day of attendance in court, and the mileage allowance shall be not less than sixteen cents per mile nor~~

1 more than the rate in effect for state officials.

2 ~~(3) Only one charge shall be made for mileage each way.~~

3 * * *

4 §3105. Compensation of jurors in civil cases

5 A. Those serving as jurors in the trial of civil cases triable by a jury in the
6 Civil District Court for the parish of Orleans shall be entitled to compensation **and**
7 **an allowance for mileage necessarily traveled going to and from the courthouse**
8 **in accordance with R.S. 13:3049** of ~~twenty-five dollars each for each and every~~
9 ~~day, or part of a day, on which they serve as jurors in any civil case,~~ the said sum
10 total to be charged as costs and paid by the party cast for such costs. The party
11 praying for the jury shall deposit with the clerk of the civil district court the sum of
12 twenty-five dollars as jury costs. In addition, prior to the commencement of the trial,
13 the party praying for the jury shall deposit in the registry of the court the sum of
14 three hundred dollars for each day the court estimates the trial will last. No case
15 triable by jury shall be placed on the court's jury trial docket or fixed for trial unless
16 the twenty-five dollar deposit is made. No such trial by jury shall commence until
17 the additional deposit provided for herein is made.

18 * * *

19 Section 2. This Act shall become effective upon signature by the governor or, if not
20 signed by the governor, upon expiration of the time for bills to become law without signature
21 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
22 vetoed by the governor and subsequently approved by the legislature, this Act shall become
23 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Lebra R. Bias.

SB 398 Engrossed DIGEST 2022 Regular Session Peacock

Present law (R.S. 13:3049) provides for compensation for juror attendance and an allowance for mileage necessarily traveled going to and from the courthouse for both criminal and civil cases.

Present law (R.S. 13:3049.1) provides that jurors summoned for jury service in both criminal

and civil cases in the 24th JDC may receive compensation and an allowance for mileage necessarily traveled to and from the courthouse. Proposed law retains present law.

Present law further provides that compensation be \$25 for each day of attendance in court, and the mileage allowance be not less than 16 cents per mile nor more than the rate in effect for state officials.

Proposed law deletes present law and provides that compensation for jurors in criminal cases be \$25 for each day of attendance in court, and that the mileage allowance be no less than 16 cents per mile nor more than the rate in effect for state officials, and that jurors in civil cases receive \$50 for each day of attendance in court and an amount equal to the rate in effect for state officials for each mile necessarily traveled going to and from the courthouse, in accordance with present law (R.S. 13:3049).

Present law (R.S. 13:3105) provides that those serving as jurors in civil cases triable by jury in the Civil District Court for Orleans Parish be entitled to compensation of \$25 each for each day or part of day on which they serve as jurors.

Proposed law changes present law by increasing juror compensation from \$25 to \$50. Proposed law provides an allowance for mileage in an amount equal to the rate in effect for state officials for each mile necessarily traveled going to and from the courthouse in accordance with present law (R.S. 13:3049).

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 13:3049.1(B) and 3105(A))