

**First Regular Session
Sixty-third General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 01-0567.01 Stephen Miller

HOUSE BILL 01-1183

HOUSE SPONSORSHIP

Daniel, and Jahn

SENATE SPONSORSHIP

(None),

House Committees
Civil Justice & Judiciary

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE COMPENSATION OF JURORS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Increases the compensation of all jurors from \$50 to \$65 per day for the first day of service and each day of service thereafter. Specifies that the reimbursement of retired jurors and other jurors not regularly employed includes reimbursement for parking expenses within certain limitations.

1 *Be it enacted by the General Assembly of the State of Colorado:*

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

1 **SECTION 1.** 13-71-126, Colorado Revised Statutes, is amended
2 to read:

3 **13-71-126. Compensation of employed jurors during first three**
4 **days of service.** All regularly employed trial or grand jurors shall be paid
5 regular wages, but not to exceed ~~fifty~~ SIXTY-FIVE dollars per day unless
6 by mutual agreement between the employee and employer, by their
7 employers for the first three days of juror service or any part thereof.
8 Regular employment shall include part-time, temporary, and casual
9 employment if the employment hours may be determined by a schedule,
10 custom, or practice established during the three-month period preceding
11 the juror's term of service.

12 **SECTION 2.** 13-71-127, Colorado Revised Statutes, is amended
13 to read:

14 **13-71-127. Financial hardship of employer or self-employed**
15 **juror.** The court shall excuse an employer or a self-employed juror from
16 the duty of compensation for trial or grand juror service upon a finding
17 that it would cause financial hardship. When such a finding is made, a
18 juror shall receive reasonable compensation in lieu of wages from the state
19 for the first three days of juror service or any part thereof. Such award
20 shall not exceed ~~fifty~~ SIXTY-FIVE dollars per day of juror service. A court
21 hearing on an employer's extreme financial hardship shall occur no later
22 than thirty days after the tender of the juror service certificate to the
23 employer. The request for a court hearing shall be made in writing to the
24 jury commissioner.

25 **SECTION 3.** 13-71-128, Colorado Revised Statutes, is amended
26 to read:

27 **13-71-128. Reimbursement during first three days of juror**

1 **service for retired jurors and other jurors not regularly employed.**

2 (1) (a) Each trial or grand juror who is ~~unemployed~~ RETIRED OR
3 OTHERWISE NOT REGULARLY EMPLOYED may ~~apply~~ SUBMIT A
4 CONFIDENTIAL APPLICATION to the jury commissioner on the first day of
5 juror service and shall be reimbursed by the state IN ACCORDANCE WITH
6 THIS SECTION for reasonable travel, child care, PARKING, and other
7 necessary out-of-pocket expenses, except food, for the first three days of
8 juror service or any part thereof.

9 (b) The state court administrator shall establish guidelines IN
10 ACCORDANCE WITH THIS SECTION for the reimbursement of ~~unemployed~~
11 trial and grand jurors WHO ARE RETIRED OR OTHERWISE NOT REGULARLY
12 EMPLOYED.

13 (2) No award for ~~an unemployed juror~~ A RETIRED JUROR OR A
14 JUROR WHO IS NOT REGULARLY EMPLOYED shall exceed ~~fifty~~ SIXTY-FIVE
15 dollars per day of juror service, ~~and~~ INCLUDING REASONABLE TRAVEL,
16 CHILD CARE, PARKING, AND OTHER NECESSARY OUT-OF-POCKET EXPENSES.
17 The court shall approve, prior to reimbursement, any award ~~which~~ THAT
18 is outside the STATE COURT ADMINISTRATOR'S guidelines.

19 (3) ANY AWARD MADE UNDER THIS SECTION SHALL INCLUDE
20 REIMBURSEMENT FOR PARKING EXPENSES NOT TO EXCEED TEN DOLLARS
21 PER DAY. NO REIMBURSEMENT FOR PARKING EXPENSES SHALL BE MADE
22 UNLESS:

23 (a) THE JUROR DECLARES IN THE CONFIDENTIAL APPLICATION THAT
24 THERE IS INADEQUATE FREE PARKING WITHIN A RADIUS OF TWO CITY
25 BLOCKS OF THE COURTHOUSE TO WHICH THE JUROR WAS SUMMONED; AND

26 (b) THE JUROR PROVIDES DOCUMENTATION FROM THE PARKING
27 PROVIDER, IF SUCH DOCUMENTATION IS AVAILABLE, THAT SUBSTANTIATES

1 THE PARKING EXPENSES.

2 (4) Any juror who is not regularly employed, including, but not
3 limited to, retired persons, homemakers, students, unemployed persons,
4 and persons receiving unemployment benefits, shall be entitled to
5 reimbursement under this section. Juror service shall not cause a person
6 to lose unemployment benefits.

7 **SECTION 4.** 13-71-129, Colorado Revised Statutes, is amended
8 to read:

9 **13-71-129. Compensation of jurors after first three days of**
10 **service.** The state shall pay each trial or grand juror who serves more
11 than three days for the fourth day of service and each day thereafter at the
12 rate of ~~fifty~~ SIXTY-FIVE dollars per day. A trial or grand juror receiving
13 payment under this section shall not be entitled to additional
14 reimbursement for travel or other out-of-pocket expenses.

15 **SECTION 5. Effective date - applicability.** This act shall take
16 effect July 1, 2001, and shall apply to all juror service commencing on or
17 after said date.

18 **SECTION 6. Safety clause.** The general assembly hereby finds,
19 determines, and declares that this act is necessary for the immediate
20 preservation of the public peace, health, and safety.