

Representative Mike Winder proposes the following substitute bill:

JUROR AND WITNESS FEE AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mike Winder

Senate Sponsor: Todd D. Weiler

LONG TITLE

General Description:

This bill amends the fees for jurors and witnesses.

Highlighted Provisions:

This bill:

- ▶ amends the fees for jurors and witnesses; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

78B-1-119, as last amended by Laws of Utah 2017, Chapter 56

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **78B-1-119** is amended to read:

78B-1-119. Jurors and witnesses -- Fees and mileage.

(1) Every juror and witness legally required or in good faith requested to attend a trial



26 court of record or not of record or a grand jury is entitled to:

27 (a) for a juror, \$18.50 for the first day of attendance and \$49 per day for each
28 subsequent day of attendance; [and]

29 (b) for a witness, \$40 for the first day of attendance and \$49 per day for each
30 subsequent day of attendance; and

31 ~~[(b)]~~ (c) if traveling more than 50 miles, \$1 for each four miles in excess of 50 miles
32 actually and necessarily traveled in going only, regardless of county lines.

33 (2) ~~[Persons]~~ An individual in the custody of a penal institution upon conviction of a
34 criminal offense ~~[are]~~ is not entitled to a witness fee.

35 (3) A witness attending from outside the state in a civil case is allowed mileage at the
36 rate of 25 cents per mile and is taxed for the distance actually and necessarily traveled inside
37 the state in going only.

38 (4) If the witness is attending from outside the state in a criminal case, the state shall
39 reimburse the witness under Section [77-21-3](#).

40 (5) A prosecution witness or a witness subpoenaed by an indigent defendant attending
41 from outside the county but within the state may receive reimbursement for necessary lodging
42 and meal expenses under rule of the Judicial Council.

43 (6) A witness subpoenaed to testify in court proceedings in a civil action shall receive
44 reimbursement for necessary and reasonable parking expenses from the attorney issuing the
45 subpoena under rule of the Judicial Council or Supreme Court.

46 Section 2. **Effective date.**

47 This bill takes effect on July 1, 2022.