

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill Nos. 775, 751 & 640, Page 1, Section 476.418, Line 11, by inserting after all of said
3 section and line the following:
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5 "488.040. 1. Each grand and petit juror shall, pursuant to the provisions of section 494.455,
6 receive [~~six~~] twenty-five dollars per day for every day he or she may actually serve as such and
7 seven cents for every mile he or she may necessarily travel going from his or her place of residence
8 to the courthouse and returning, to be paid from funds of the county or a city not within a county.

9 2. Provided that a county or a city not within a county authorizes daily compensation
10 payable from county or city funds for jurors who serve in that county pursuant to subsection 3 of
11 this section in the amount of at least six dollars per day in addition to the amount required by
12 subsection 1 of this section, a person shall receive an additional six dollars per day, pursuant to the
13 provisions of section 494.455, to be reimbursed by the state of Missouri so that the total
14 compensation payable shall be at least [~~eighteen~~] thirty-seven dollars, plus mileage as indicated in
15 subsection 1 of this section, for each day that the person actually serves as a petit juror in a
16 particular case; or for each day that a person actually serves as a grand juror during a term of a
17 grand jury. The state shall reimburse the county for six dollars of the additional juror compensation
18 provided by this subsection.

19 3. The governing body of each county or a city not within a county may authorize additional
20 daily compensation and mileage allowance for jurors, which additional compensation shall be paid
21 from the funds of the county or a city not within a county. The governing body of each county or a
22 city not within a county may authorize additional daily compensation and mileage allowance for
23 jurors attending a coroner's inquest. Jurors may receive the additional compensation and mileage
24 allowance authorized by this subsection only if the governing body of the county or the city not
25 within a county authorizes the additional compensation. The provisions of this subsection
26 authorizing additional compensation shall terminate upon the issuance of a mandate by the Missouri
27 supreme court which results in the state of Missouri being obligated or required to pay any such
28 additional compensation even if such additional compensation is formally approved or authorized
29 by the governing body of a county or a city not within a county.

30 4. When each panel of jurors summoned and attending court has completed its service, the

Action Taken _____ Date _____

1 board of jury commissioners shall cause to be submitted to the governing body of the county or a
2 city not within a county a statement of fees earned by each juror. Within thirty days of the
3 submission of the statement of fees, the governing body shall cause payment to be made to those
4 jurors summoned the fees earned during their service as jurors."; and

5
6 Further amend said bill, Page 2, Section 491.015, Line 31, by inserting after all of said section and
7 line the following:
8

9 "494.455. 1. Each county or city not within a county may elect to compensate its jurors
10 pursuant to subsection 2 of this section except as otherwise provided in subsection 3 of this section.

11 2. Each grand and petit juror shall receive ~~[six]~~ twenty-five dollars per day, for every day he
12 or she may actually serve as such, and seven cents for every mile he or she may necessarily travel
13 going from his or her place of residence to the courthouse and returning, to be paid from funds of
14 the county or a city not within a county. The governing body of each county or a city not within a
15 county may authorize additional daily compensation and mileage allowance for jurors, which
16 additional compensation shall be paid from the funds of the county or a city not within a county.
17 The governing body of each county or a city not within a county may authorize additional daily
18 compensation and mileage allowance for jurors attending a coroner's inquest. Jurors may receive
19 the additional compensation and mileage allowance authorized by this subsection only if the
20 governing body of the county or the city not within a county authorizes the additional compensation.
21 The provisions of this subsection authorizing additional compensation shall terminate upon the
22 issuance of a mandate by the Missouri supreme court which results in the state of Missouri being
23 obligated or required to pay any such additional compensation even if such additional compensation
24 is formally approved or authorized by the governing body of a county or a city not within a county.
25 Provided that a county or a city not within a county authorizes daily compensation payable from
26 county or city funds for jurors who serve in that county pursuant to this subsection in the amount of
27 at least six dollars per day in addition to the amount required by this subsection, a person shall
28 receive an additional six dollars per day to be reimbursed by the state of Missouri so that the total
29 compensation payable shall be at least ~~[eighteen]~~ thirty-seven dollars, plus mileage for each day that
30 the person actually serves as a petit juror in a particular case; or for each day that a person actually
31 serves as a grand juror during a term of a grand jury. The state shall reimburse the county for six
32 dollars of the additional juror compensation provided by this subsection.

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

39 4. If a person is employed, in addition to the compensation owed to such person under
40 subsection 2 or 3 of this section, an employer shall compensate such person his or her daily average
41 minimum pay for each day such person actually serves on a jury.

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

6 494.460. 1. An employer shall not terminate, discipline, threaten or take adverse actions
 7 against an employee on account of that employee's receipt of or response to a jury summons.

8 2. An employee discharged in violation of this section may bring civil action against his or
 9 her employer within ninety days of discharge for recovery of lost wages and other damages caused
 10 by the violation and for an order directing reinstatement of the employee. If the employee prevails,
 11 the employee shall be entitled to receive a reasonable attorney's fee.

12 3. An employee ~~[may]~~ shall not be required or requested to use annual, vacation, personal,
 13 or sick leave for time spent responding to a summons for jury duty[, or time spent participating in
 14 the jury selection process[, or time spent actually serving on a jury]. Except if an employee actually
 15 serves on a jury, nothing in this provision shall be construed to require an employer to provide
 16 annual, vacation, personal, or sick leave to employees under the provisions of this statute who
 17 otherwise are not entitled to such benefits under company policies. Any employee required to
 18 actually serve on a jury shall be compensated by an employer as provided under subsection 4 of
 19 section 494.455.

20 4. A court shall automatically postpone and reschedule the service of a summoned juror of
 21 an employer with five or fewer full-time employees, or their equivalent, if another employee of that
 22 employer has been previously summoned to appear during the same period. Such postponement
 23 will not effect an individual's right to one automatic postponement pursuant to section 494.432.";
 24 and

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 26 Further amend said bill by amending the title, enacting clause, and intersectional references
 27 accordingly.