

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4210

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 151e (MCL 600.151e), as amended by 2004 PA 465.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 151e. (1) The money in the juror compensation
2 reimbursement fund ~~shall~~**MUST** be distributed ~~each year~~ as provided
3 in this section.

4 (2) **THE STATE COURT ADMINISTRATOR IS AUTHORIZED TO ALLOCATE**
5 **FUNDS FROM THE JUROR COMPENSATION REIMBURSEMENT FUND TO ENTER INTO**
6 **A CONTRACT WITH A JURY MANAGEMENT SOFTWARE VENDOR TO PROVIDE**
7 **SOFTWARE AND ONGOING SUPPORT AND MAINTENANCE TO ALL STATE TRIAL**
8 **COURTS.**

9 (3) **THE STATE COURT ADMINISTRATOR IS AUTHORIZED TO PROVIDE**
10 **FUNDING FROM THE JUROR COMPENSATION REIMBURSEMENT FUND FOR A**
11 **POSITION WITHIN THE STATE COURT ADMINISTRATIVE OFFICE THAT PROVIDES**

1 TECHNICAL ASSISTANCE TO ALL STATE TRIAL COURTS ON JURY MANAGEMENT
 2 IN ORDER TO IMPROVE EFFICIENCY, REDUCE THE NUMBER OF CITIZENS
 3 SUMMONED UNNECESSARILY FOR JURY SERVICE, AND REDUCE COSTS TO STATE
 4 TAXPAYERS FOR JUROR PAY, MILEAGE, AND MEALS.

5 (4) THE SUM OF MONEY SPEND IN SUBSECTIONS (2) AND (3) MUST NOT
 6 DIMINISH THE AMOUNT REIMBURSED TO COURT FUNDING UNITS AS PRESCRIBED
 7 IN SUBSECTION (7).

8 (5) ~~(2)~~ Each court funding unit shall submit a report
 9 semiannually to the state court administrator ~~, for each court for~~
 10 which it is a funding unit ~~, giving~~ **PROVIDING** the total amount of
 11 the expense incurred during the ~~fiscal year by that funding unit~~
 12 ~~due to the increase in the statutory minimum compensation rate for~~
 13 ~~jurors that took effect October 1, 2003, pursuant to section 1344.~~
 14 ~~If any of the juror compensation payments made by that court~~
 15 ~~funding unit were in excess of the statutory minimum amount~~
 16 ~~prescribed in section 1344, the report also shall include the total~~
 17 ~~amount paid to jurors in excess of that statutory minimum.~~ **PERIOD**
 18 **FOR JUROR COMPENSATION.**

19 (6) ~~(3)~~ Each year, the state court administrator, at the
 20 direction of the supreme court and upon confirmation by the state
 21 treasurer of the total amount available in the fund, shall
 22 distribute from the fund the amount prescribed in subsection ~~(4)~~.
 23 (7). However, reimbursements under this subsection are subject to
 24 both of the following:

25 (a) ~~For fiscal years beginning after September 30, 2004, the~~
 26 **THE** state court administrator ~~shall~~ **MUST** be reimbursed semiannually
 27 from the fund for reasonable costs associated with the

administration of this section, ~~not to exceed an annual total of~~
~~\$40,000.00.~~ **INCLUDING EXPENDITURES UNDER SUBSECTIONS (2), (3), AND**
(4).

(b) If the amount available in the fund in any fiscal year is
 more than the amount needed to pay the entire reimbursement
~~required for all court funding units under subsection (4), subject~~
~~to section 151d(3) for the fiscal year ending September 30, 2005,~~
UNDER SUBSECTIONS (2), (3), AND (7), the unencumbered balance ~~shall~~
MUST be carried forward to the next fiscal year and ~~shall~~ **MUST** not
 revert to the general fund.

(7) ~~(4)~~ Each court funding unit is entitled to receive
 reimbursement from the fund for the **JUROR COMPENSATION** expense
 amount reported under subsection ~~(2)~~ **(5)** for the preceding 6
 months, excluding any juror compensation in excess of the statutory
 minimum **UNDER SECTION 1344 AND EXCLUDING THE FIRST \$7.50 FOR HALF-**
DAY JUROR ATTENDANCE RATES, THE FIRST \$15.00 FOR FULL-DAY JUROR
ATTENDANCE RATES, AND THE FIRST 10 CENTS PER MILE REIMBURSEMENT.

(8) ~~(5)~~ Payments from the fund ~~shall~~ **MUST** be made every 6
 months. Reimbursement for each 6-month period ~~beginning with the~~
~~quarter that ends March 31, 2004 shall~~ **MUST** be made from the fund
 not later than 2 months after the end of the 6-month period.

~~(6) In addition to the amounts to be paid out under subsection~~
~~(5) for the 6-month period ending March 31, 2004 and for the 6-~~
~~month period ending September 30, 2004, the state court~~
~~administrator shall pay an additional sum equal to 14% of the~~
~~payment due under subsection (5) to each court funding unit. These~~
~~2 extra payments are intended to offset expenses incurred by court~~

~~funding units for costs in adapting to the changes in the statutory
minimum rate for juror compensation as implemented by 2002 PA 739.~~

(9) ~~(7)~~—As used in this section: ~~,"court~~

(A) "COURT funding unit" means 1 of the following, as
applicable:

(i) ~~(a)~~—For circuit or probate court, the county.

(ii) ~~(b)~~—For district court, the district funding unit as that
term is defined in section 8104.

(iii) ~~(c)~~—For a municipal court, the city in which the
municipal court is located.

(B) "JUROR COMPENSATION" MEANS MILEAGE REIMBURSEMENT AND
ATTENDANCE RATES PAID TO JURORS.

Enacting section 1. This amendatory act takes effect 90 days
after the date it is enacted into law.

Enacting section 2. This amendatory act does not take effect
unless House Bill No. 4209 of the 99th Legislature is enacted into
law.