

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

HOUSE BILL 2133

AN ACT

AMENDING SECTION 21-222, ARIZONA REVISED STATUTES; RELATING TO THE ARIZONA LENGTHY TRIAL FUND.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 21-222, Arizona Revised Statutes, is amended to
3 read:

4 21-222. Arizona lengthy trial fund

5 A. The Arizona lengthy trial fund is established consisting of monies
6 received from the additional fees paid on all filings, appearances, responses
7 and answers pursuant to section 12-115. The monies in the fund shall not be
8 used for any purpose other than as prescribed in this section.

9 B. The supreme court shall administer the fund and shall adopt rules
10 for the administration of the fund. Not more than three per cent of the
11 monies in the fund shall be used for the reasonable and necessary costs of
12 administering the fund. On or before the fifteenth day of each month, on
13 receipt of a request for reimbursement the supreme court shall transmit
14 monies from the fund to a jury commissioner for monies paid to a juror under
15 this section, together with a fee of not less than the amount prescribed in
16 section 12-284, subsection A, class E for each application for payment of
17 replacement or supplemental earnings by a juror.

18 C. ~~Beginning on July 1, 2004 and~~ Subject to the availability of
19 monies, ~~for jury trials that commence on or after July 1, 2004,~~ monies in the
20 fund shall be used to pay full or partial earnings replacement or
21 supplementation to jurors who serve as petit jurors for more than ~~ten~~ FIVE
22 days and who receive less than full compensation. The amount of replacement
23 or supplemental earnings shall be at least forty dollars but not more than
24 three hundred dollars per day per juror beginning on the ~~eleveth~~ FOURTH day
25 of jury service ~~and at least forty dollars but not more than one hundred~~
26 ~~dollars per day from the fourth day through the tenth day of jury service.~~

27 D. ~~Beginning on July 1, 2004,~~ A juror whose jury service lasts more
28 than ~~ten~~ FIVE days may submit a request for payment from the fund. The
29 amount a juror receives from the fund is limited to the difference between
30 the ~~state-paid~~ jury fee PRESCRIBED IN SECTION 21-221 and the actual amount of
31 earnings a juror earns, not less than forty dollars, up to the maximum level
32 payable under subsection C of this section, minus any amount the juror
33 actually received from the juror's employer during the same time period. A
34 juror who requests payment from the fund:

35 1. Shall disclose on the form the juror's regular earnings, the amount
36 the juror's employer will pay during the term of jury service starting on the
37 ~~eleveth~~ FOURTH day and thereafter, the amount of replacement or supplemental
38 earnings being requested and any other information that the jury commissioner
39 deems necessary.

40 2. Before receiving payment from the fund, shall submit verification
41 from the juror's employer, if any, regarding the earnings information that is
42 provided under paragraph 1. This verification may include the employee's
43 most recent earnings statement or a similar document.

1 3. In order to verify the weekly income if the juror is self-employed
2 or receives compensation other than wages, shall provide a sworn affidavit
3 attesting to the juror's approximate gross weekly income, together with any
4 other information that the supreme court requires.

5 E. Jurors who are unemployed and are not eligible for payment pursuant
6 to subsections C and D of this section are eligible to be paid forty dollars
7 per day, even if they receive income in the form of spousal maintenance,
8 pensions, retirement, unemployment compensation, disability benefits or other
9 similar income. Commissioners shall not deduct these other forms of income
10 in calculating the amount these jurors are to be paid from the fund.

11 F. The supreme court shall annually report to the joint legislative
12 budget committee on the amount of monies collected and disbursed from the
13 fund and the number of jurors who received monies from the fund.