

IC 33-37-10

Chapter 10. Juror and Witness Fees

IC 33-37-10-1

Jury fees

Sec. 1. (a) A juror of a circuit, superior, county, or probate court or a member of a grand jury is entitled to the sum of the following:

(1) Except as provided in subsection (f), an amount for mileage at the mileage rate paid to state officers and employees for each mile necessarily traveled to and from the court.

(2) Payment at the rate of:

(A) fifteen dollars (\$15) for each day the juror is in actual attendance in court until the jury is impaneled; and

(B) forty dollars (\$40) for each day the juror is in actual attendance after impaneling and until the jury is discharged.

(b) A county fiscal body may adopt an ordinance to pay from county funds a supplemental fee in addition to the fees prescribed by subsection (a)(2).

(c) A juror of a city or town court is entitled to the sum of the following:

(1) Except as provided in subsection (f), an amount for mileage at the mileage rate paid to state officers and employees for each mile necessarily traveled to and from the court.

(2) Fifteen dollars (\$15) per day while the juror is in actual attendance.

(d) A city or town fiscal body may adopt an ordinance to pay from city or town funds a supplemental fee in addition to the fee prescribed by subsection (c)(2).

(e) For purposes of this section, a prospective juror who is summoned for jury duty and who reports to the summoning court on the day specified in the summons is in actual attendance on that day.

(f) A county, city, or town fiscal body may adopt an ordinance providing for the payment by the county, city, or town of the parking fees incurred by jurors of circuit, superior, county, and probate courts and members of grand juries. If a county, city, or town fiscal body adopts an ordinance under this subsection, the county, city, or town may pay the parking fees incurred by a juror of a circuit, superior, county, or probate court or a member of a grand jury instead of paying the juror or grand jury member an amount for mileage at the rate provided in subsection (a)(1) or (c)(1).

As added by P.L.98-2004, SEC.16. Amended by P.L.118-2007, SEC.26.

IC 33-37-10-2

Witnesses in criminal actions

Sec. 2. (a) Except as provided in section 3.5 of this chapter, a witness in a criminal action may receive a fee if the witness:

(1) is summoned by the state;

(2) is named on the indictment or information; and

(3) testifies under oath to a material fact in aid of the

prosecution.

- (b) A fee paid under subsection (a) is the sum of the following:
- (1) An amount for mileage at the mileage rate paid to state officers for each mile necessarily traveled to and from the court.
 - (2) For each day of attendance in court equal to:
 - (A) fifteen dollars (\$15) for witnesses subpoenaed under IC 35-37-5-4; or
 - (B) five dollars (\$5) for all other witnesses.

As added by P.L.98-2004, SEC.16. Amended by P.L.41-2014, SEC.4.

IC 33-37-10-3

Witnesses in certain actions

Sec. 3. Except as provided in section 3.5 of this chapter, a witness in an action listed in IC 33-37-4-2, IC 33-37-4-3, IC 33-37-4-4, IC 33-37-4-6, and IC 33-37-4-7 is entitled to the sum of the following:

- (1) An amount for mileage at the mileage rate paid to state officers for each mile necessarily traveled to and from the court.
- (2) Five dollars (\$5) for each day of attendance in court.

As added by P.L.98-2004, SEC.16. Amended by P.L.1-2007, SEC.222; P.L.41-2014, SEC.5.

IC 33-37-10-3.5

Witness fees; school employees

Sec. 3.5. A witness in any civil or criminal action who is employed by a school in Indiana is entitled to the sum of the following if the witness is called to testify on a regular school day of the school district that employs the witness:

- (1) An amount for mileage at the mileage rate paid to state officers for each mile necessarily traveled to and from the court.
- (2) One hundred dollars (\$100) for each day of attendance in court.

As added by P.L.41-2014, SEC.6.

IC 33-37-10-4

Witness and juror fees; noting and forwarding claims; affidavit fees; disbursements

Sec. 4. (a) The clerk shall note witness and juror fees when the fees are claimed and forward the claims to the county auditor or city or town fiscal officer.

(b) The clerk is not entitled to a fee for providing an affidavit or other proof of attendance to a juror or witness.

(c) The county auditor or city or town fiscal officer shall disburse juror or witness fees claimed under this section as provided in IC 33-37-7-12.

As added by P.L.98-2004, SEC.16.