

THE CALIFORNIA STATE UNIVERSITY
Office of the Chancellor
401 Golden Shore
Long Beach, California 90802-4210
(562) 951-4411

Date: October 19, 2004

Code: **TECHNICAL LETTER**
HR/Benefits 2004-22

To: Human Resources Directors
Benefits Officers

From: Cathy Robinson, Assistant Vice Chancellor
Human Resources Administration

Subject: **Change in State Law – Compensation for Jury Duty**

Senate Bill (SB) 1102, signed by the Governor August 16, 2004, prohibits an individual who is employed by a federal, state, or local government entity from receiving the daily juror fee for jury duty service in a state court (currently \$15 per day for each day's attendance as a juror after the first day of service) if the individual receives regular compensation and benefits from his/her employer while performing jury service. It has been determined that this legislation is applicable to the California State University (CSU). This law applies to jurors in the superior court, in both civil and criminal cases.

Employees called to jury duty in the superior court, in both civil and criminal cases, are eligible to receive reimbursement for mileage at the rate of thirty-four cents (\$0.34) per mile for each mile actually traveled in attending court as a juror after the first day, in transit to the court (one way only). CSU employees may keep monies received for reimbursement of jury duty travel expenses.

Campuses may request a Proof of Service (vs. Jury Fee remittances) to verify employee jury service in order to continue CSU compensation and benefits. Also, campuses may want to review and adjust, as appropriate, accounting procedures pertinent to jury fee remittances.

For employees called to jury duty for federal court during their regular work hours, the policy continues to be that employees may receive their regular CSU pay but must remit their federal jury duty pay to the CSU.

Distribution:

CSU Presidents
Vice Chancellor, Human Resources
Vice Presidents, Business/Administration
Director, SOSS
Payroll Managers
Budget Officers

Section 215 of the Code of Civil Procedure is provided as a reference in Attachment A.

If you have any questions, please contact Pamela Chapin in Human Resources Administration at (562) 951-4411, or via email at pchapin@calstate.edu. This Technical Letter is also available on Human Resources Administration's Web page at: <http://www.calstate.edu/HRAdm/memos.shtml>.

CR/pc

Attachment

Code of Civil Procedure

215. (a) Except as provided in subdivision (b), on and after July 1, 2000, the fee for jurors in the superior court, in **civil** and criminal cases, is fifteen dollars (\$15) a day for each day's attendance as a juror after the first day.

(b) A juror who is employed by a federal, state, or local government entity, or by any other public entity as defined in Section 481.200, and who receives regular compensation and benefits while performing jury service, may not be paid the fee described in subdivision (a).

(c) All jurors in the superior court, in **civil** and criminal cases, shall be reimbursed for mileage at the rate of thirty-four cents (\$0.34) per mile for each mile actually traveled in attending court as a juror after the first day, in going only.