

3 When an action is to be tried by a jury the clerk shall select sixteen
4 (16) jurors by lot from the regular panel or additions thereto, which
5 shall be supplied as provided in the chapter on jurors.

1 **SEC. 3. Challenges—number—striking.** That section 3686 of the
2 code be amended by substituting therefor the following:

3 Each party shall have the right to peremptorily challenge three ju-
4 rors and shall strike two jurors. The clerk shall prepare a list of
5 jurors called and after all challenges for cause are exhausted or
6 waived, the parties, commencing with the plaintiff shall alternately
7 challenge peremptorily or waive by indicating any such challenge upon
8 the list opposite the name of the juror challenged or by indicating the
9 number of waiver elsewhere on the list.

10 After all challenges or waivers have been indicated the parties shall
11 alternately in the same manner each strike two jurors from the list.

1 **SEC. 4. Vacancies.** That section 3687 of the code be amended by
2 substituting therefor the following:

3 After each challenge, either for cause, or peremptory as indicated
4 on the list, another juror shall be called and examined for challenge
5 for cause before further challenge is made and any new juror thus
6 called may be challenged for cause and shall be subject to peremptory
7 challenge or to being struck from the list as other jurors. After all
8 challenges have thus been exercised or waived and four jurors have
9 been struck from the list the clerk shall read the names of the twelve
10 (12) jurors remaining who shall constitute the jury selected.

Approved April 23, A. D. 1917.

CHAPTER 311.

FEEES IN CRIMINAL CASES.

S. F. 288.

AN ACT to amend the law as it appears in section five hundred twelve (512) of the code, relating to fees in criminal cases and providing for the payment thereof in certain cases by the state.

Be it enacted by the General Assembly of the State of Iowa:

1 **SECTION 1.** When payable from general state fund. That the
2 law as it appears in section five hundred twelve (512) of the code,
3 1897, be and the same is hereby amended by adding thereto at the
4 end thereof the following words:

5 "Provided that all costs and fees incurred in any criminal case
6 brought against an inmate of any state institution for a crime com-
7 mitted while confined in such institution shall be paid out of the state
8 treasury from the general fund in case the prosecution fails, or where
9 such costs and fees cannot be made from the person liable to pay the
10 same, the facts being certified by the clerk of the district court under
11 his seal of office to the state auditor including a statement of the
12 amount of fees or costs incurred, such statement to be approved by
13 the presiding judge in writing appended thereto or endorsed thereon."

Approved April 23, A. D. 1917.