

January 29, 1970  
Passed on File  
*Appropriation 1-30*

SENATE FILE 1146

By VAN GILST

Passed Senate, Date..... Passed House, Date.....  
Vote: Ayes ..... Nays ..... Vote: Ayes ..... Nays .....  
Approved .....

## A BILL FOR

- 1 An Act to appropriate money to pay the costs of a tort action
- 2 and reimburse certain citizens for all costs incurred in
- 3 such action.
- 4 WHEREAS, Marvin Katko was wounded by a gunshot while com-  
mit-
- 5 ing a larceny; and
- 6 WHEREAS, Marvin Katko has obtained a judgment for damages
- 7 against Mr. and Mrs. Edward Briney in the district court of
- 8 Mahaska county and such judgment has been appealed to the
- 9 supreme court of Iowa; and
- 10 WHEREAS, if such judgment is upheld by the supreme court of
- 11 Iowa, or otherwise becomes an enforceable judgment, Mr. and Mrs.
- 12 Edward Briney will be liable for the payment of a sum of money
- 13 resulting from their own efforts to prevent the commission of
- 14 a crime; NOW THEREFORE,
- 15 *Be It Enacted by the General Assembly of the State of Iowa:*
- 16 Section 1. There is hereby appropriated from the general
- 17 fund of the state to Mr. and Mrs. Edward Briney, the sum of
- 18 thirty-five thousand (35,000) dollars, or so much thereof as
- 19 may be necessary, to pay the total amount of the judgment and
- 20 any court costs and pay to Mr. and Mrs. Edward Briney the sum
- 21 of five thousand (5,000) dollars or a lesser amount if the
- 22 moneys appropriated by this Act are not sufficient for such
- 23 purpose.

### EXPLANATION

This bill appropriates money to pay a judgment incurred because of an attempt to prevent the commission of a crime.