

See Judiciary etc. 2/23

FILED FEB 13 1976

SENATE FILE 1151

By COMMITTEE ON JUDICIARY

Passed Senate, Date 2-19-76 (p. 5.21) Passed House, Date 3-27-76 (p. 127)

Vote: Ayes 49 Nays 0 Vote: Ayes 23 Nays 0

Approved 3-9-76

## A BILL FOR

1 An Act relating to the fees and expenses paid to jurors in a  
2 criminal action when the place of trial is changed.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1 Section 1. Section seven hundred seventy-eight point  
 2 seventeen (778.17), Code 1975, is amended to read as follows:  
 3 778.17 JURY FEES IN CRIMINAL ACTIONS. Where the place  
 4 of trial in any criminal action is changed to any county other  
 5 than that in which the same was properly commenced, where  
 6 the trial thereof takes place at a regular session and occupies  
 7 more than one calendar day, the judge trying it shall certify  
 8 the number of days so occupied, and the county in which the  
 9 action was originally commenced shall be liable to the county  
 10 where the same is tried for the sum of three ten dollars per  
 11 day and mileage expenses at the rate of fifteen cents per  
 12 mile for each mile traveled each day to and from their  
 13 residence to the place of attendance, for each jurymen engaged  
 14 in the trial thereof.

15 Sec. 2. This Act, being deemed of immediate importance,  
 16 shall take effect and be in force from and after its publica-  
 17 tion in the West Des Moines Express, a newspaper published  
 18 in West Des Moines, Iowa, and in the Clinton Herald, a  
 19 newspaper published in Clinton, Iowa.

20 EXPLANATION

21 This bill provides that when a change of venue is granted  
 22 in a criminal action that the sending county reimburse the  
 23 receiving county for all jury fees and expenses incurred by  
 24 the receiving county. This bill reconciles the provisions  
 25 of section 778.17 of the Code with the provisions of Senate  
 26 File 184, passed during the 1975 Session, which increased  
 27 fees and expenses paid to jurors.

28  
 29 *Certification of Publication 4/6 (1202)*  
 30  
 31  
 32  
 33  
 34  
 35

LSB 4099L  
be/cw/4

SENATE FILE 1151

AN ACT  
RELATING TO THE FEES AND EXPENSES PAID TO JURORS IN A  
CRIMINAL ACTION WHEN THE PLACE OF TRIAL IS CHANGED.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section seven hundred seventy-eight point  
seventeen (778.17), Code 1975, is amended to read as follows:  
778.17 JURY FEES IN CRIMINAL ACTIONS. Where the place  
of trial in any criminal action is changed to any county other  
than that in which the same was properly commenced, where  
the trial thereof takes place at a regular session and occupies  
more than one calendar day, the judge trying it shall certify  
the number of days so occupied, and the county in which the  
action was originally commenced shall be liable to the county  
where the same is tried for the sum of three ten dollars per  
day and mileage expenses at the rate of fifteen cents per  
mile for each mile traveled each day to and from their  
residence to the place of attendance, for each juryman engaged  
in the trial thereof.

Sec. 2. This Act, being deemed of immediate importance,  
shall take effect and be in force from and after its publica-  
tion in the West Des Moines Express, a newspaper published

in West Des Moines, Iowa, and in the Clinton Herald, a  
newspaper published in Clinton, Iowa.

\_\_\_\_\_  
ARTHUR A. NEU  
President of the Senate

\_\_\_\_\_  
DALE M. COCHRAN  
Speaker of the House

I hereby certify that this bill originated in the Senate and  
is known as Senate File 1151, Sixty-sixth General Assembly.

\_\_\_\_\_  
STEVEN C. CROSS  
Secretary of the Senate

Approved March 9, 1976

\_\_\_\_\_  
ROBERT D. RAY  
Governor