

SENATE/HOUSE FILE _____
BY (PROPOSED JUDICIAL BRANCH
BILL)

A BILL FOR

1 An Act relating to reimbursement of witness mileage expenses.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 622.69, subsection 1, Code 2019, is
2 amended to read as follows:

3 1. Witnesses shall receive ten dollars for each full day's
4 attendance, and five dollars for each attendance less than a
5 full day, and ~~mileage expenses pursuant to section 602.1509~~
6 reimbursement for actual and necessary expenses incurred for
7 each mile actually traveled in the performance of duties, not
8 to exceed a maximum rate established by the supreme court.
9 The supreme court shall prescribe procedures to establish the
10 maximum rate, terms, and conditions for reimbursement of the
11 expenses.

12 Sec. 2. Section 819.3, unnumbered paragraph 1, Code 2019,
13 is amended to read as follows:

14 A witness named in an order described in section 819.2 is
15 entitled to ~~ten cents per mile reimbursement of the actual~~
16 and necessary expenses incurred for each mile traveled by the
17 most direct route to and from the proceedings the witness is
18 required to attend, not to exceed a maximum rate established
19 by the supreme court, and is also entitled to ten dollars per
20 day for each day spent in such travel or in attending the
21 proceedings as a witness. The supreme court shall prescribe
22 procedures to establish the maximum rate, terms, and conditions
23 for reimbursement of the expenses.

24 EXPLANATION

25 The inclusion of this explanation does not constitute agreement with
26 the explanation's substance by the members of the general assembly.

27 This bill relates to reimbursement of witness mileage
28 expenses. The bill amends Code section 622.69 (witness fees)
29 to provide that a witness no longer receives mileage expenses
30 pursuant to Code section 602.1509, but instead receives
31 reimbursement for actual and necessary expenses incurred for
32 each mile actually traveled in the performance of duties, not
33 to exceed a maximum rate established by the supreme court. The
34 bill provides that the supreme court shall prescribe procedures
35 to establish the maximum rate, terms, and conditions for

1 reimbursement of the expenses.

2 The bill also amends Code section 819.3 (fees and
3 enforcement of order) to provide that a witness named in an
4 order described in Code section 819.2 (witnesses from another
5 state required to testify in this state) is no longer entitled
6 to 10 cents per mile but rather to reimbursement of the actual
7 and necessary expenses incurred for each mile traveled by the
8 most direct route to and from the proceeding the witness is
9 required to attend, not to exceed the maximum rate established
10 by the supreme court. Additionally, the bill provides that
11 the supreme court shall prescribe procedures to establish the
12 maximum rate, terms, and conditions for reimbursement of the
13 expenses.