

APR 28 1971

HOUSE FILE 675

Place On Calendar

*Sen. Judiciary 5/4, Res 5/7*

BY COMMITTEE ON JUDICIARY

Passed House, Date 5-3-71

Passed Senate, Date 5-28-71

Vote: Ayes 89 Nays 0

Vote: Ayes 42 Nays 0

Approved June 30, 1971

*motion to reconsider filed 5/28*

## A BILL FOR

1 An Act relating to the payment of court costs.

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

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1 Section 1. Section six hundred twenty-five point eighteen  
2 (625.18), Code 1971, is amended as follows:

3 625.18 BILL OF COSTS ON APPEAL. In cases of appeals from  
4 ~~the-district~~ a trial court, the supreme court clerk, if final  
5 judgment is rendered in the supreme court, shall make a  
6 complete bill of costs in ~~the-court-below~~ that court which  
7 shall be filed in the office of the clerk of the supreme trial  
8 court and taxed with the costs in the action therein.

9 Sec. 2. Section six hundred twenty-five point nineteen  
10 (625.19), Code 1971, is amended as follows:

11 625.19 COSTS IN SUPREME COURT. When the costs accrued in  
12 the supreme court and the trial court ~~below~~ are paid to the  
13 clerk of the supreme trial court, he shall pay so much of them  
14 as accrued in the supreme court ~~below~~ to the clerk of said  
15 court, and take his receipt therefor.

16 Sec. 3. Section six hundred twenty-five point twenty  
17 (625.20), Code 1971, is amended as follows:

18 625.20 DUTY OF CLERK ~~BELLOW~~. On receiving such costs, the  
19 clerk of the supreme court ~~below~~ shall charge himself with the  
20 money and pay it to the persons entitled thereto.

21 EXPLANATION

22 This bill revises the statutes on collection of costs on  
23 appeals to the Supreme Court to conform to the practice of  
24 some 40 years or more. If the present statutes were strictly  
25 adhered to, the clerk of the Supreme Court would be responsible  
26 for collection of fees in the trial courts. This bill in  
27 effect is a legalizing Act.

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LSB 1572  
jsw/cs