

SENATE FILE **2207**
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 2178)

(P.571) Passed Senate, Date 3/4/96 (P.1646) Passed House, Date 4/16/96
Vote: Ayes 49 Nays 0 Vote: Ayes 93 Nays 0
Approved 4/24/96
(P.1420) Passed 4/17/96
Vote 50-0

A BILL FOR

1 An Act relating to excuse from jury service and the reimbursement
2 of jurors and witnesses for transportation and mileage
3 expenses.

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

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S.F. 2207

1 Section 1. Section 607A.3, Code 1995, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 2A. "Disabled" means a person who has a
4 disability covered by the federal Americans with Disabilities
5 Act, 42 U.S.C. § 12112(a) et seq.

6 Sec. 2. Section 607A.8, Code 1995, is amended to read as
7 follows:

8 607A.8 FEES AND EXPENSES FOR JURORS.

9 Grand jurors and petit jurors in all courts shall receive
10 ten dollars as compensation for each day's service or
11 attendance, including attendance required for the purpose of
12 being considered for service, reimbursement for mileage
13 expenses at the rate specified in ~~section-70A-9~~ or section
14 602.1509 for each mile traveled each day to and from their
15 residences to the place of service or attendance, and
16 reimbursement for actual expenses of parking, as determined by
17 the clerk. A juror who is disabled may receive reimbursement
18 for the costs of alternate transportation from the disabled
19 juror's residence to the place of service or attendance. A
20 juror shall not receive reimbursement for mileage expenses or
21 actual expenses of parking when the juror travels in a vehicle
22 for which another juror is receiving reimbursement for mileage
23 and parking expenses.

24 Sec. 3. Section 622.69, unnumbered paragraph 1, Code 1995,
25 is amended to read as follows:

26 Witnesses shall receive ten dollars for each full day's
27 attendance, and five dollars for each attendance less than a
28 full day, and mileage expenses ~~at-the-rate-specified-in~~
29 section-70A-9 pursuant to section 602.1509 for each mile
30 actually traveled.

31 EXPLANATION

32 Section 1 of the bill defined "disabled" as a person who
33 has a disability covered by the federal Americans with
34 Disabilities Act, codified at 42 U.S.C. § 12112(a) et seq.

35 Section 2 of the bill provides that a juror who is disabled

1 may receive reimbursement for the costs of alternate
2 transportation from the disabled juror's residence to the
3 place of the jury service or attendance. Existing law
4 provides only reimbursement for mileage and parking expenses.
5 Sections 2 and 3 of the bill provide that jurors or
6 witnesses may receive reimbursement for mileage expenses for
7 each mile traveled in an amount that does not exceed a maximum
8 to be established by the supreme court. Existing law set out
9 in sections 2 and 3 directs in the alternative that in a Code
10 section relating to public officers and employees, the
11 reimbursement of the mileage expenses of jurors or witnesses
12 shall be the amount that is the maximum allowable by federal
13 internal revenue service regulations.

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SENATE FILE 2207

H-5520

1 Amend Senate File 2207, as passed by the Senate, as
2 follows:

3 1. Page 1, by striking lines 3 through 5 and
4 inserting the following:

5 "NEW SUBSECTION. 2A. "Disabled" means a person
6 who is not physically able to operate a motor vehicle
7 or use public transportation without assistance due to
8 a physical disability."

9 2. Title page, line 1, by striking the words
10 "excuse from jury service and".

11 3. By renumbering as necessary.

adopted 4/16/96 (P. 1645) By COMMITTEE ON JUDICIARY
HURLEY of Fayette, Chairperson

H-5520 FILED MARCH 21, 1996

HOUSE AMENDMENT TO
SENATE FILE 2207

S-5788

1 Amend Senate File 2207, as passed by the Senate, as
2 follows:

3 1. Page 1, by striking lines 3 through 5 and
4 inserting the following:

5 "NEW SUBSECTION. 2A. "Disabled" means a person
6 who is not physically able to operate a motor vehicle
7 or use public transportation without assistance due to
8 a physical disability."

9 2. Title page, line 1, by striking the words
10 "excuse from jury service and".

11 3. By renumbering as necessary.

Senate Concurred 4/17/96 (P. 1426) RECEIVED FROM THE HOUSE

S-5788 FILED APRIL 16, 1996

Szymoniak
Giannetto
Vilsack
Boettger
Maddox

Succeeded By
SF/HF 2207

SSB-2178
Judiciary

SENATE FILE _____

BY (PROPOSED COMMITTEE ON
JUDICIARY BILL BY CHAIR-
PERSON GIANNETTO)

Passed Senate, Date _____

Passed House, Date _____

Vote: Ayes _____ Nays _____

Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to excuse from jury service and the reimbursement
2 of jurors and witnesses for transportation and mileage
3 expenses.

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

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1 Section 1. Section 607A.3, Code 1995, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 2A. "Disabled" means a person who has a
4 disability covered by the federal Americans with Disabilities
5 Act, 42 U.S.C. § 12112(a) et seq.

6 Sec. 2. Section 607A.8, Code 1995, is amended to read as
7 follows:

8 607A.8 FEES AND EXPENSES FOR JURORS.

9 Grand jurors and petit jurors in all courts shall receive
10 ten dollars as compensation for each day's service or
11 attendance, including attendance required for the purpose of
12 being considered for service, reimbursement for mileage
13 expenses at the rate specified in ~~section-70A-9~~ or section
14 602.1509 for each mile traveled each day to and from their
15 residences to the place of service or attendance, and
16 reimbursement for actual expenses of parking, as determined by
17 the clerk. A juror who is disabled may receive reimbursement
18 for the costs of alternate transportation from the disabled
19 juror's residence to the place of service or attendance. A
20 juror shall not receive reimbursement for mileage expenses or
21 actual expenses of parking when the juror travels in a vehicle
22 for which another juror is receiving reimbursement for mileage
23 and parking expenses.

24 Sec. 3. Section 622.69, unnumbered paragraph 1, Code 1995,
25 is amended to read as follows:

26 Witnesses shall receive ten dollars for each full day's
27 attendance, and five dollars for each attendance less than a
28 full day, and mileage expenses ~~at-the-rate-specified-in~~
29 section-70A-9 pursuant to section 602.1509 for each mile
30 actually traveled.

31 EXPLANATION

32 Section 1 of the bill defined "disabled" as a person who
33 has a disability covered by the federal Americans with
34 Disabilities Act, codified at 42 U.S.C. § 12112(a) et seq.

35 Section 2 of the bill provides that a juror who is disabled

1 may receive reimbursement for the costs of alternate
2 transportation from the disabled juror's residence to the
3 place of the jury service or attendance. Existing law
4 provides only reimbursement for mileage and parking expenses.

5 Sections 2 and 3 of the bill provide that jurors or
6 witnesses may receive reimbursement for mileage expenses for
7 each mile traveled in an amount that does not exceed a maximum
8 to be established by the supreme court. Existing law set out
9 in sections 2 and 3 directs in the alternative that in a Code
10 section relating to public officers and employees, the
11 reimbursement of the mileage expenses of jurors or witnesses
12 shall be the amount that is the maximum allowable by federal
13 internal revenue service regulations.

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SENATE FILE 2207

Witnesses shall receive ten dollars for each full day's attendance, and five dollars for each attendance less than a full day, and mileage expenses ~~at the rate specified in section-70A-9~~ pursuant to section 602.1509 for each mile actually traveled.

AN ACT

RELATING TO THE REIMBURSEMENT OF JURORS AND WITNESSES FOR TRANSPORTATION AND MILEAGE EXPENSES.

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

Section 1. Section 607A.3, Code 1995, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. "Disabled" means a person who is not physically able to operate a motor vehicle or use public transportation without assistance due to a physical disability.

Sec. 2. Section 607A.8, Code 1995, is amended to read as follows:

607A.8 FEES AND EXPENSES FOR JURORS.

Grand jurors and petit jurors in all courts shall receive ten dollars as compensation for each day's service or attendance, including attendance required for the purpose of being considered for service, reimbursement for mileage expenses at the rate specified in ~~section-70A-9~~ or section 602.1509 for each mile traveled each day to and from their residences to the place of service or attendance, and reimbursement for actual expenses of parking, as determined by the clerk. A juror who is disabled may receive reimbursement for the costs of alternate transportation from the disabled juror's residence to the place of service or attendance. A juror shall not receive reimbursement for mileage expenses or actual expenses of parking when the juror travels in a vehicle for which another juror is receiving reimbursement for mileage and parking expenses.

Sec. 3. Section 622.69, unnumbered paragraph 1, Code 1995, is amended to read as follows:

LEONARD L. BOSWELL
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2207, Seventy-sixth General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved 4/24, 1996

TERRY E. BRANSTAD
Governor

SF 2207