

SENATE FILE **2295**
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 2159)

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

A BILL FOR

1 An Act relating to employer practices regarding persons summoned
2 to jury duty.

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

SENATE FILE 2295

S-5165

- 1 Amend Senate File 2295 as follows:
- 2 1. Page 1, by inserting before line 1 the
- 3 following:
- 4 "Section 1. Section 607A.8, Code 1995, is amended
- 5 to read as follows:
- 6 607A.8 FEES AND EXPENSES FOR JURORS.
- 7 Grand jurors and petit jurors in all courts shall
- 8 receive ~~ten-dollars~~ the minimum wage as provided in
- 9 section 91D.1 as compensation for each day's hour of
- 10 service or attendance, including attendance required
- 11 for the purpose of being considered for service,
- 12 reimbursement for mileage expenses at the rate
- 13 specified in section 70A.9 or section 602.1509 for
- 14 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
- 17 determined by the clerk. A juror shall not receive
- 18 reimbursement for mileage expenses or actual expenses
- 19 of parking when the juror travels in a vehicle for
- 20 which another juror is receiving reimbursement for
- 21 mileage and parking expenses."
- 22 2. Title page, line 1, by inserting after the
- 23 word "to" the following: "compensation for jurors
- 24 and".
- 25 3. By renumbering as necessary.

By BRAD BANKS

S-5165 FILED MARCH 4, 1996

SF. 2295

1 Section 1. Section 607A.45, subsection 1, Code 1995, is
2 amended to read as follows:

3 1. An employer or a person acting on behalf of an employer
4 shall not deprive an employee of employment or threaten or
5 otherwise coerce an employee with respect to the employee's
6 employment or employment benefits or impose a penalty
7 regarding the employee's employment or employment benefits
8 because the employee receives a notice to report, responds to
9 the notice, serves as a juror, or attends court for
10 prospective juror service. An employer who violates this
11 subsection commits contempt.

12 An employer who pays the employee the employee's regular
13 pay while the employee is on jury duty may reduce the pay of
14 an employee by an amount equal to the fee paid jurors under
15 section 607A.8 for jury duty. Expenses reimbursed to jurors
16 shall not be deducted by the employer.

17 EXPLANATION

18 This bill provides that an employer or person acting on
19 behalf of the employer cannot deprive the employee of, or
20 threaten an employee with, discharge, loss of benefits, or
21 penalize the employee on account of the employee's absence
22 from employment for jury duty. The bill also provides that an
23 employer may deduct the fee paid to the employee as a juror
24 from the employee's pay but not expenses reimbursed to the
25 employee for jury duty.

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Bartz - chair

Maddox

Giannetto

Vilsack

Bisignani

SSB-2159

Judiciary

Succeeded By

SENATE FILE (SF) HF 2295

BY (PROPOSED COMMITTEE ON JUDICIARY BILL BY CHAIRPERSON GIANNETTO)

Passed Senate, Date _____

Passed House, Date _____

Vote: Ayes _____ Nays _____

Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to employer practices regarding persons summoned
2 to jury duty and providing a penalty.

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

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ya be... ?

1 Section 1.) Section 607A.45, subsection 1, Code 1995, is
2 amended to read as follows:

3 1. An employer ~~shall not deprive an employee of employment~~
4 ~~or threaten or otherwise coerce an employee with respect to~~
5 ~~the employee's employment because the employee receives a~~
6 ~~notice to report, responds to the notice, serves as a juror,~~
7 ~~or attends court for prospective juror service.---An employer~~
8 ~~who violates this subsection commits contempt~~ or supervisor of
9 an employee who is summoned to jury duty shall not subject the
10 employee to, or threaten the employee with, discharge, loss of
11 pay, loss of sick leave, loss of vacation time, or any other
12 form of penalty on account of the employee's absence from
13 employment by reason of jury duty. A person who is summoned
14 to jury duty shall be excused, upon request and without loss
15 of pay, from work for the actual time lost while the person
16 serves as a juror or attends court for prospective juror
17 service.

18 An employer may, however, reduce the pay of an employee by
19 an amount equal to the fee paid jurors under section 607A.8
20 for jury duty. Expenses reimbursed to jurors shall not be
21 deducted by the employer.

22 A person who violates this section commits a simple
23 misdemeanor.

24 EXPLANATION

25 This bill provides that an employer or supervisor of an
26 employee who is summoned to jury duty cannot subject the
27 employee to, or threaten the employee with, discharge, loss of
28 pay, loss of sick leave, loss of vacation time, or any other
29 form of penalty on account of the employee's absence from
30 employment for jury duty. The bill also provides that an
31 employer may deduct the fee paid to the employee as a juror
32 from the employee's pay but not expenses reimbursed to the
33 employee for jury duty.

34 An employer violating the provisions of this bill commits a
35 simple misdemeanor.