

House Bill 2427

Sponsored by Representative SCHARF (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Modifies mileage rate paid to witnesses for travel to and from civil and criminal proceedings.

A BILL FOR AN ACT

Relating to witness fees; creating new provisions; and amending ORS 44.415.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 44.415 is amended to read:

44.415. (1) Except as provided in subsection (2) of this section, a person is entitled to receive \$30 for each day's attendance as a witness and mileage reimbursement at the rate of [*25 cents a mile*] **reimbursement equal to the per-mile rate allowed to witnesses by the federal courts under 28 U.S.C. 1821** if the person is required to travel from a place within or outside this state in order to perform duties as a witness. Total mileage reimbursement shall not exceed the necessary cost of transportation on reasonably available common carriers.

(2) In any criminal proceeding, any proceeding prosecuted by a public body or any proceeding where a public body is a party, a person is entitled to receive \$5 for each day's attendance as a witness and mileage reimbursement at the rate of [*eight cents a mile*] **reimbursement equal to the per-mile rate allowed to witnesses by the federal courts under 28 U.S.C. 1821** if the person is required to travel from a place within or outside this state in order to perform duties as a witness. Total mileage reimbursement shall not exceed the necessary cost of transportation on reasonably available common carriers.

(3) As used in this section, "public body" means any state, city, county, school district, other political subdivision, municipal corporation, public corporation and any instrumentality thereof.

SECTION 2. The amendments to ORS 44.415 by section 1 of this 2023 Act apply to travel occurring on or after the effective date of this 2023 Act.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.