



SENATE BILL No. 40

January 17, 1995, Introduced by Senator BOUCHARD and referred to the Committee on Judiciary.

A bill to amend section 13 of chapter XV of Act No. 175 of the Public Acts of 1927, entitled as amended "The code of criminal procedure," as amended by Act No. 506 of the Public Acts of 1980, being section 775.13 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 13 of chapter XV of Act No. 175 of the
2 Public Acts of 1927, as amended by Act No. 506 of the Public Acts
3 of 1980, being section 775.13 of the Michigan Compiled Laws, is
4 amended to read as follows:

CHAPTER XV

5
6 Sec. 13. (1) If a person attends court as a witness in
7 behalf of the prosecution, upon the request of the prosecuting
8 attorney, upon a subpoena, or because of a recognizance for that

1 purpose, the ~~witness shall be~~ PERSON IS entitled to the
2 following fees:

3 (a) For attending in a court of record, \$12.00 for each day
4 and \$6.00 for each half day.

5 (b) For attending in a municipal court or upon an examina-
6 tion, \$10.00 for each day and \$5.00 for each half day.

7 (c) For traveling, 10 cents per mile in going to and return-
8 ing from the place of attendance, estimated from the residence of
9 the witness if THE RESIDENCE IS within the state, ~~and if without~~
10 ~~the state,~~ OR from the boundary line of this state ~~which~~ the
11 witness passed in traveling to attend court, IF THE RESIDENCE IS
12 NOT WITHIN THIS STATE.

13 (2) ~~A~~ EXCEPT AS PROVIDED IN SUBSECTION (3), A law enforce-
14 ment officer shall not receive a fee as a witness in behalf of
15 the people of this state if the law enforcement officer is on
16 duty at the time he or she attends court, ~~nor shall~~ AND the
17 officer SHALL NOT receive compensation in going to the place of
18 attendance unless traveling to the court at the officer's own
19 expense.

20 (3) A LAW ENFORCEMENT OFFICER WHO ATTENDS COURT AS AN EXPERT
21 WITNESS IS ENTITLED TO FEES AS PROVIDED IN SUBSECTION (1) AND MAY
22 BE PAID COMPENSATION AS PROVIDED IN SECTION 13A.