



General Assembly

Substitute Bill No. 1357

January Session, 2001

AN ACT CONCERNING WITNESS FEES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (f) of section 52-260 of the general statutes is
2 repealed and the following is substituted in lieu thereof:

3 (f) When any practitioner of the healing arts, as defined in section
4 20-1, dentist, registered nurse or licensed practical nurse, as defined in
5 section 20-87a, or real estate appraiser [is summoned to give] gives
6 expert testimony in any action or proceeding, including by means of a
7 deposition, the court shall determine a reasonable fee to be paid to the
8 practitioner of the healing arts, dentist, registered nurse or licensed
9 practical nurse, as defined in section 20-87a, or real estate appraiser
10 and taxed as part of the costs in lieu of all other witness fees payable to
11 the practitioner of the healing arts, dentist, registered nurse or licensed
12 practical nurse, as defined in section 20-87a, or real estate appraiser. If
13 such expert testimony is given by means of a deposition, such
14 reasonable fee shall include the reasonable expenses incurred for the
15 recording, videotaping, transcription and presentation of such
16 deposition in such action or proceeding.

17 Sec. 2. Subsection (b) of section 52-257 of the general statutes is
18 repealed and the following is substituted in lieu thereof:

19 (b) Parties shall also receive: (1) For each witness attending court,

20 [his] the witness' legal fee and mileage; (2) for each deposition taken
21 out of the state, forty dollars, and for each deposition within the state,
22 thirty dollars; (3) on an application for the sale of property attached,
23 the expenses incurred; (4) in any civil action affecting the title to real
24 property situated in this state, or affecting any mortgage or lien
25 thereon, the actual expense, not exceeding the sum of one hundred
26 fifty dollars, of an examination of the land records concerning the title
27 to the real property in question and such amount as the court or judge
28 determines to be reasonable for the services of an expert on the value
29 of the land when such value is in dispute; (5) for maps, plans,
30 mechanical drawings and photographs, necessary or convenient in the
31 trial of any action, a reasonable sum; (6) for copies of records used in
32 evidence, bonds, recognizances and subpoenas, court and clerk's fees;
33 (7) for the signing and service of process, the legal fees payable
34 therefor, except that a fee shall not be allowed for the return of a
35 subpoena to court; (8) the actual expense incurred in publishing orders
36 of notice under direction of the court; (9) for each interpreter
37 necessarily employed in the trial of any civil action, twenty dollars per
38 diem; (10) for premiums upon all bonds or undertakings provided
39 pursuant to statute, rule of court, order of court or stipulation of
40 parties, including bonds in lieu of or in release or dissolution of
41 attachment, the actual amount paid, not exceeding a reasonable
42 amount; [and] (11) documented investigative costs and expenses, not
43 exceeding the sum of two hundred dollars; and (12) for the recording,
44 videotaping, transcribing and presentation of the deposition of a
45 practitioner of the healing arts, as defined in section 20-1, dentist,
46 registered nurse or licensed practical nurse, as defined in section 20-
47 87a, or real estate appraiser that is used in the civil action, the
48 reasonable expenses incurred.

JUD *Joint Favorable Subst.*