

JURY DUTY AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Tim Quinn

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends provisions relating to exemptions from jury service.

Highlighted Provisions:

This bill:

▶ provides that an individual who is 72 years old or older may be excused from jury service; and

▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

78B-1-108, as renumbered and amended by Laws of Utah 2008, Chapter 3

78B-1-109, as last amended by Laws of Utah 2015, Chapter 69

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **78B-1-108** is amended to read:

78B-1-108. Qualified prospective jurors not exempt from jury service.

[No] Except as provided in Subsection **78B-1-109(2)**, no qualified prospective juror is



28 exempt from jury service.

29 Section 2. Section **78B-1-109** is amended to read:

30 **78B-1-109. Excuse from jury service -- Postponement.**

31 (1) (a) A court may excuse an individual from jury service:

32 [~~(a)~~] (i) upon a showing:

33 [~~(i)~~] (A) of undue hardship;

34 [~~(ii)~~] (B) of public necessity;

35 [~~(iii)~~] (C) that the individual is a mother who is breastfeeding a child; or

36 [~~(iv)~~] (D) that the individual is incapable of jury service; and

37 [~~(b)~~] (ii) for any period for which the grounds described in Subsection (1)(a) exist.

38 [~~(2)~~] (b) An individual described in Subsection (1)(a) shall make the showing

39 described in Subsection (1)(a) by affidavit, sworn testimony, or other competent evidence.

40 [~~(3)~~] (c) The court may postpone jury service upon a showing of good cause.

41 (2) A court shall excuse an individual from jury service if the individual is 72 years old

42 or older and the individual requests to be excused from service.