

**SUBSTITUTE FOR
HOUSE BILL NO. 4850**

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 1307a (MCL 600.1307a), as amended by 2020 PA
307.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1307a. (1) To qualify as a juror, ~~a person~~**an individual**
2 must meet all of the following criteria:

3 (a) Be a citizen of the United States, 18 years of age or
4 older, and a resident in the county for which the ~~person~~**individual**
5 is selected, and in the case of a district court in districts of
6 the second and third class, be a resident of the district.

7 (b) Be able to communicate in the English language.

8 (c) Be physically and mentally able to carry out the functions

1 of a juror. Temporary inability must not be considered a
2 disqualification.

3 (d) Not have served as a petit or grand juror in a court of
4 record during the preceding 12 months.

5 (e) Not have been convicted of a felony.

6 (2) ~~A person~~ **An individual** more than 70 years of age may claim
7 exemption from jury service and must be exempt upon making the
8 request.

9 (3) ~~A~~ **An individual who is a** nursing mother may claim
10 exemption from jury service for the period during which she is
11 nursing her child and must be exempt upon making the request if she
12 provides a letter from a physician, a lactation consultant, or a
13 certified nurse midwife verifying that she is a nursing mother.

14 (4) An individual who is a participant in the address
15 confidentiality program created under the address confidentiality
16 program act, **2020 PA 301, MCL 780.851 to 780.873**, may claim
17 exemption from jury service for the period during which ~~he or she~~
18 **the individual** is a program participant. To obtain an exemption
19 under this subsection, the individual ~~shall~~ **must** provide ~~his or her~~
20 **the** participation card issued by the department of attorney general
21 upon ~~his or her~~ **the individual's** certification as a program
22 participant to the court ~~providing as~~ evidence that ~~he or she~~ **the**
23 **individual** is a current participant in the address confidentiality
24 program.

25 (5) **An individual who is a service member of the United States**
26 **Armed Forces may claim exemption from jury service for the period**
27 **during which the individual is on active duty and must be exempt**
28 **upon making the request of the court and providing a copy of the**
29 **service member's orders.**

1 (6) An individual who is the spouse of a service member of the
2 United States Armed Forces may claim exemption from jury service
3 for the period during which the individual resides outside of this
4 state or the United States due to the service member's active duty
5 status. The spouse under this section must be exempt upon making
6 the request of the court and providing a copy of the service
7 member's orders.

8 (7) ~~(5)~~ For the purposes of this section and sections 1371 to
9 1376, ~~a person~~ **an individual** has served as a juror if that ~~person~~
10 **individual** has been paid for jury service.

11 (8) ~~(6)~~ ~~For purposes of~~ **As used in** this section:

12 (a) "Certified nurse midwife" means an individual licensed as
13 a registered professional nurse under article 15 of the public
14 health code, 1978 PA 368, MCL 333.16101 to 333.18838, who has been
15 issued a specialty certification in the practice of nurse midwifery
16 by the board of nursing under section 17210 of the public health
17 code, 1978 PA 368, MCL 333.17210.

18 (b) "Felony" means a violation of a penal law of this state,
19 another state, or the United States for which the offender, upon
20 conviction, may be punished by death or by imprisonment for more
21 than 1 year or an offense expressly designated by law to be a
22 felony.

23 (c) "Lactation consultant" means a lactation consultant
24 certified by the International Board of Lactation Consultant
25 Examiners.

26 (d) "Physician" means an individual licensed by the state to
27 engage in the practice of medicine or osteopathic medicine and
28 surgery under article 15 of the public health code, 1978 PA 368,
29 MCL 333.16101 to 333.18838.