

REVISED JUDICATURE ACT OF 1961 (EXCERPT)
Act 236 of 1961
Chapter 13
JURORS

600.1300 Definitions.

Sec. 1300.

As used in this chapter:

(a) "Driver's license list" means a compilation of names of individuals who are 18 years of age or older, addresses, zip codes, dates of birth, and sexes of persons licensed in Michigan as motor vehicle operators and chauffeurs under the Michigan vehicle code, Act No. 300 of the Public Acts of 1949, being sections 257.1 to 257.923 of the Michigan Compiled Laws.

(b) "Personal identification cardholder list" means a compilation of names of individuals who are 18 years of age or older, addresses, zip codes, dates of birth, and sexes of Michigan residents who have received an official state personal identification card under Act No. 222 of the Public Acts of 1972, being sections 28.291 to 28.295 of the Michigan Compiled Laws.

History: Add. 1986, Act 104, Eff. Jan. 1, 1987

600.1301 Jury board; appointment; qualifications; terms; existing boards; vacancies.

Sec. 1301.

(1) In counties having a population of less than 2,000,000, the jury board consists of 3 qualified electors of the county appointed by the county board of commissioners on recommendation of the circuit judges of the judicial circuit in which the county is situated, not more than 2 of whom shall be members of the same political party. The appointments shall be for 6-year terms.

(2) In counties having a population of 2,000,000 or more, the jury board consists of 7 qualified electors of the county appointed for 6-year terms by the county executive, with the concurrence of the county board of commissioners, on recommendation of the circuit judges of the judicial circuit in which the county is situated, not more than 4 of whom shall be members of the same political party. The executive secretary and stenographer shall receive compensation in an amount fixed by the county board of commissioners.

(3) A jury board member who was appointed under this section and is serving as a member on the effective date of the 2000 amendatory act that amended this section shall continue to serve as a member of that jury board until a vacancy is created by expiration of term or otherwise. A new appointment or an appointment to fill a vacancy in a jury board shall be made as provided in subsections (1) and (2).

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2000, Act 454, Imd. Eff. Jan. 9, 2001

600.1301a Courts in which selection of juries governed by chapter; exceptions.

Sec. 1301a.

(1) Except as provided in subsection (2), this chapter governs the selection of juries in the following courts:

- (a) Circuit court.
- (b) Probate court.
- (c) District court.

(2) Sections 1310, 1311, 1312, 1321(1), 1322, 1323, 1330, 1338, and 1343 do not apply to a court that adopts a method of jury selection described in section 1371.

History: Add. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 1978, Act 11, Imd. Eff. Feb. 8, 1978 ;-- Am. 1986, Act 104, Eff. Jan. 1, 1987 ;--

600.1301b Modified system of jury selection; development of plan; goals; review, approval, adoption, and implementation of plan; exceptions.

Sec. 1301b.

(1) Within 2 years after the effective date of this section each circuit of the circuit court shall develop a plan for the implementation of a modified system of jury selection in their respective courts.

(2) Each plan shall specify methods for utilizing eligible jurors to further the following goals:

(a) Lessening the inconvenience to citizens of serving as a juror.

(b) Broadening citizen participation in the jury system.

(c) Distributing the responsibility for participation in the jury system among the people in as fair a manner as possible.

(d) Increasing the efficiency and effectiveness of circuit court activity.

(e) Reducing the length of the term of service of a juror.

(f) Reducing the number of trials on which an individual juror serves during the juror's term.

(3) Each circuit of the circuit court shall submit their plan to the supreme court for review to determine that the plan serves to further the goals listed in subsection (2).

(4) Upon approval of the plan by the supreme court, and within 3 years after the effective date of this section, each circuit of the circuit court shall adopt and implement their plan.

(5) A district of the district court, county or probate court district of the probate court, or a common pleas court may develop and implement a plan for a modified system consistent with this section. If a court develops a plan, it may submit the plan to the supreme court for approval. If a court adopts a plan, the provisions of this section and those rules which the supreme court shall develop pursuant to this section, shall apply to that court.

(6) This section shall not apply to circuits of the circuit court which have a population of less than 250,000 based on 1970 census.

History: Add. 1978, Act 12, Imd. Eff. Feb. 8, 1978

600.1302 Jury board; election of president and secretary; salary of members; quorum.

Sec. 1302.

The jury board shall elect annually from its members a president and secretary. The members of the board shall be paid an annual salary in an amount fixed by the board of commissioners or, instead of an annual salary, be paid an amount fixed by the board of commissioners for each day of service. A majority of the board constitutes a quorum.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1972, Act 303, Eff. Jan. 1, 1973 ;-- Am. 1980, Act 438, Eff. Sept. 1, 1981 ;-- Am. 1996, Act 374, Eff. Oct. 1, 1996

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide: "Conditional effective date; action constituting exercise of option; effect of exercising option." Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect. (2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978. The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981. Effective date of certain

sections.â€Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.â€

600.1303 Jury board; authorization and salaries of assistants.

Sec. 1303.

The county board of commissioners of each county may authorize assistants to the jury board and fix their salaries.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1980, Act 438, Eff. Sept. 1, 1981 ;-- Am. 1996, Act 374, Eff. Oct. 1, 1996

Compiler's Notes: Sections 2 and 4 of Act 438 of 1980 provide:â€Conditional effective date; action constituting exercise of option; effect of exercising option.â€Section 2. (1) This amendatory act shall not take effect unless the city of Detroit and the county of Wayne, by resolutions adopted not later than May 1, 1981, by the governing bodies of the city and the county, respectively, agree to assume responsibility for any expenses required of the city or the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect.â€(2) If the city of Detroit and the county of Wayne, acting through their governing bodies, agree to assume responsibility for any expenses required of the city and the county by this amendatory act, and the bills listed in enacting section 7 which are enacted and take effect, that action constitutes an exercise of the city's and the county's option to provide a new activity or service or to increase the level of activity or service offered in the city of Detroit and the county of Wayne beyond that required by existing law, as the elements of that option are defined by Act No. 101 of the Public Acts of 1979, being sections 21.231 to 21.244 of the Michigan Compiled Laws, and a voluntary acceptance by the city and the county of all expenses and capital improvements which may result from establishment of the district court in the thirty-sixth district and the reorganization of the circuit court in the third judicial circuit and the recorder's court of the city of Detroit. However, the exercise of the option does not affect the state's obligation to pay the same portion of each district or circuit judge's salary which is paid by the state to the other district or circuit judges, or to appropriate and disburse funds to the district control units, city, or county, for the necessary costs of state requirements established by a state law, other than this amendatory act or the bills listed in enacting section 7 which becomes effective on or after December 23, 1978.â€The resolutions referred to in Section 2 were adopted by the city council of the city of Detroit on April 29, 1981, and by the board of commissioners of the county of Wayne on April 30, 1981.â€Effective date of certain sections.â€Section 4. Sections 304, 555, 563, 564, 567, 591, 592, 593, 594, 595, 641, 821, 1114, 1123, 1168, 1302, 1303, 1306, 1417, 1471, 1481, 5706, 8202, 8271, 8272, 8273, 8275, 8281, 8283, 8302, 8314, 8322, 8501, 8521, 8525, 8535, 8621, 9924, 9944, and 9947 shall take effect September 1, 1981.â€

600.1303a Jury board; oath; filing.

Sec. 1303a.

Before members of a jury board begin their duties, they shall take a constitutional oath of office before the chief circuit judge and file it with the county clerk.

History: Add. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1304 Selection of jurors; list.

Sec. 1304.

The jury board shall select from a list that combines the driver's license list and the personal identification cardholder list the names of persons as provided in this chapter to serve as jurors.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1986, Act 104, Eff. Jan. 1, 1987 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1304a Use of electronic and mechanical devices by jury; other method.

Sec. 1304a.

- (1) The jury board may use electronic and mechanical devices in carrying out its duties under this chapter.
- (2) The jury board may use the historic method of preparing separate slips of paper for the second jury list and drawing slips from a jury board box to determine a panel or array of jurors.

History: Add. 1974, Act 52, Imd. Eff. Mar. 26, 1974 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1305 Jury board; meetings; records; use as evidence.

Sec. 1305.

The jury board shall meet annually in the month of May. The chief circuit judge shall fix the time and place of the annual meeting and may direct the board to meet at other times and places. The board may meet at other times and places necessary to carry out its duties. The secretary of the board shall keep a record of the proceedings of the board. The members of the board shall sign the record, attested by the secretary, which record shall then be evidence in all courts and places of the proceedings of the board.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1306, 600.1307 Repealed. 1978, Act 11, Eff. Feb. 8, 1981.

Compiler's Notes: The repealed sections pertained to qualifications of jurors. Subsequent to its repeal, MCL 600.1306 was amended by Act 438 of 1980.

600.1307a Qualifications of juror; exemptions; effect of payment for jury service; definitions.

Sec. 1307a.

- (1) To qualify as a juror, an individual must meet all of the following criteria:
 - (a) Be a citizen of the United States, 18 years of age or older, and a resident in the county for which the individual is selected, and in the case of a district court in districts of the second and third class, be a resident of the district.
 - (b) Be able to communicate in the English language.
 - (c) Be physically and mentally able to carry out the functions of a juror. Temporary inability must not be considered a disqualification.
 - (d) Not have served as a petit or grand juror in a court of record during the preceding 12 months.
 - (e) Not have been convicted of a felony.
- (2) An individual more than 70 years of age may claim exemption from jury service and must be exempt upon making the request.
- (3) An individual who is a nursing mother may claim exemption from jury service for the period during which she is nursing her child and must be exempt upon making the request if she provides a letter from a physician, a lactation consultant, or a certified nurse midwife verifying that she is a nursing mother.
- (4) An individual who is a participant in the address confidentiality program created under the address confidentiality program act, 2020 PA 301, MCL 780.851 to 780.873, may claim exemption from jury service for the period during which the individual is a program participant. To obtain an exemption under this subsection, the individual must provide the participation card issued by the department of attorney general upon the individual's certification as a program participant to the court as evidence that the individual is a current participant in the

address confidentiality program.

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

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

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

(8) As used in this section:

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

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

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

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

History: Add. 1978, Act 11, Imd. Eff. Feb. 8, 1978 ;-- Am. 1986, Act 104, Eff. Jan. 1, 1987 ;-- Am. 2002, Act 739, Eff. Oct. 1, 2003 ;-- Am. 2004, Act 12, Eff. June 1, 2004 ;-- Am. 2012, Act 69, Eff. May 1, 2012 ;-- Am. 2020, Act 307, Eff. June 27, 2021 ;-- Am. 2023, Act 308, Imd. Eff. Dec. 14, 2023

600.1308 Jurors; estimate of number needed.

Sec. 1308.

On or before each May 1, the chief judge of each court of record in the county shall estimate the number of jurors that will be needed by their courts for a 1-year period beginning the following September. This estimate shall be entered on the record of the court, and a copy of the estimate shall be certified by the clerk of the court and delivered to the board. In making the estimate, the judge shall consider the number of names available for the period for which the estimate is made.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1309 Jurors; list of those who have served.

Sec. 1309.

The board shall secure from the clerk of each court of record in the county, and each clerk shall provide, a list of persons who have served as jurors, pursuant to this chapter, in their courts during the preceding 1 year.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1310 Voter registration lists and combined driver's license and personal identification cardholder list;

procurement; alternatives; costs.

Sec. 1310.

(1) The secretary of state shall transmit annually before April 15 to the clerk of each county at no expense a full, current, and accurate copy of a list that combines the driver's license list and personal identification cardholder list pertaining to persons residing in the county. At the request of the board before March 1, the secretary of state shall transmit only a first jury list consisting of the names and addresses of persons selected at random, based on the total number of jurors required as submitted to the secretary of state by the board, using electronic or other mechanical devices. Upon request, the secretary of state shall furnish additional lists to any federal, state, or local governmental agency, other than the clerk of each county, for the purpose of jury selection. An agency which requests and receives a list shall reimburse the secretary of state for actual costs incurred in the preparation and transmittal of the list and all reimbursements shall be deposited in the state general fund.

(2) If an agency uses electronic or mechanical devices to carry out its duties, the agency may request and receive a copy of the combined driver's license and personal identification cardholder list on any electronically produced medium under specifications prescribed by the secretary of state. The secretary of state shall establish specifications standardizing the size, format, and content of media utilized to transmit information used for jury selection.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 1986, Act 104, Eff. Jan. 1, 1987 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1311 Determination of key number.

Sec. 1311.

The board shall arrive at a key number as follows:

(a) Add the number of jurors the judge has estimated will be needed to the number that experience has shown will be eliminated because of disqualification or exemption. Example: If the judge estimates 100 jurors will be needed and the board has found that to select finally 100 jurors, 50 persons will usually be found to be exempt or disqualified, including those who have moved from the county or died, the board shall add 50 to the 100.

(b) Divide the number equal to the total number of names which appear on the list received pursuant to section 1310 by the result, obtaining the nearest integral quotient. Example: If there are 50,000 names on the combined list, divide 50,000 by 150.

(c) The result is the key number for the period for which jurors are to be selected. Example: 50,000 divided by 150 equals 333-1/3, so 333 would be the key number in the example.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1986, Act 104, Eff. Jan. 1, 1987

600.1312 Key number; first jury list; compilation.

Sec. 1312.

The board shall apply the key number uniformly to the names on the list received pursuant to section 1310 and compile a list or card index, to be known as the first jury list, which shall include every name and only those names as the application of the key number has designated. The board shall do this as follows:

(a) Select by a random method a starting number between 0 and the key number.

(b) Count down the list the number of names to reach the starting number. That name shall be placed on the first jury list.

(c) Continue from that name counting down the list, beginning to count again with the number 1, until the key number is reached. That name shall be placed on the first jury list.

(d) Repeat the process provided in subdivision (c) until the whole list has been counted and the names placed on the first jury list.

(e) The board shall then remove from the first jury list the name of any person who its records show served, pursuant to the provisions of this chapter, as a petit or grand juror in any court of record in the county at any time

in the preceding 1 year.

(f) The board, with the approval of the chief circuit judge, may remove from the first jury list the name of any person who has been convicted of a felony and is therefore disqualified from serving as a juror pursuant to section 1307a(1)(e).

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 1986, Act 104, Eff. Jan. 1, 1987 ;-- Am. 2004, Act 12, Eff. June 1, 2004 ;-- Am. 2005, Act 6, Imd. Eff. Apr. 7, 2005

600.1313 Juror qualifications questionnaire; contents; completion; mailing; removal of deceased person from list.

Sec. 1313.

(1) The board shall supply a juror qualifications questionnaire to each person on the first jury list, regardless of whether the person previously failed to return a juror qualification questionnaire. This questionnaire shall contain blanks for the information the board desires, concerning qualifications for, and exemptions from, jury service. Persons on the first jury list are required to return the questionnaire fully answered to the jury board within 10 days after it is received.

(2) In any county, the jury questionnaire described in this section and the written summons notice described in section 1332 may be provided together in the same mailing.

(3) If a qualifying questionnaire is returned with an indication by the United States postal service that the person to whom the questionnaire is addressed is deceased, the name of the person shall be removed from the first juror list and that name and circumstance may be forwarded to the local clerk.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004 ;-- Am. 2012, Act 3, Imd. Eff. Feb. 7, 2012

600.1314 Excusal of exempt persons; investigations.

Sec. 1314.

On the basis of answers to the juror qualifications questionnaires the board may excuse from service persons on the first jury list who claim exemption and give satisfactory proof of such right, and all persons who are not qualified for jury service. The board may investigate the accuracy of the answers to the questionnaires and may call upon all law enforcement agencies for assistance in the investigation.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968

600.1315 Juror qualifications questionnaires; retention; confidentiality.

Sec. 1315.

The juror qualifications questionnaires shall be kept on file by the board for a period of 3 years but the chief circuit judge may order them to be kept on file for a longer period. The answers to the qualifications questionnaires shall not be disclosed except that the chief circuit judge may order that access be given to the questionnaires and the answers.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1316 Jurors; appearance before board; notice; evening sessions.

Sec. 1316.

The chief circuit judge, or the board, may require any person on the first jury list to appear before a board member at a specified time, for the purpose of testifying under oath or affirmation concerning his or her qualification to serve as a juror, in addition to completing the questionnaire. Notice shall be given, personally or by mail, to a person required to appear not less than 7 days before he or she is to appear before the board. The board shall hold evening sessions as necessary for the examination of prospective jurors who are unable to attend at other times.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1317 Jurors; personal attendance excused.

Sec. 1317.

The board may dispense with the personal attendance of a person notified to appear before the board when another person cognizant of facts which will qualify or disqualify the person from service or which prevent the person from appearing is produced and testifies in his or her stead or when a board member has personal knowledge of facts and enters them in the board member's report on that person's qualifications.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1318 Jurors; oaths, administration.

Sec. 1318.

A board member may administer an oath or affirmation in relation to the examination of any matter embraced in this act.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968

600.1319 Record of persons examined.

Sec. 1319.

The board shall keep a record of the board member's report on each person examined, and a record showing the qualifications to serve as a juror of each person on the first jury list.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1320 Preliminary screening of prospective jurors; excused persons; removal of deceased person's name from list; hardship.

Sec. 1320.

(1) The board shall make a preliminary screening of the qualifications and exemptions of prospective jurors and shall not include in the second jury list the names of persons it finds not qualified or exempt; but the court may decide upon the qualifications and exemptions of prospective jurors upon a written application and satisfactory legal proof at any time after the jurors attend court.

(2) If a prospective juror without legal disqualification or exemption applies to the board to be excused from jury service, the jury board may, with the written approval of the chief circuit judge, exclude his or her name from the second jury list when it appears that the interests of the public or of the prospective juror will be materially injured by his or her attendance or the health of the juror or that of a member of his or her family requires his or her absence from court.

(3) If the name of a person who is deceased is selected for jury service, the name shall be removed from the second jury list and that fact may be forwarded to the local clerk.

(4) The trial judge, at his or her discretion, may grant a deferral of jury service to a person if the person claims that serving on the date he or she is called creates a hardship. If the trial judge grants a deferral, the judge shall determine a future date on which the person may serve without hardship, and shall direct the board to call the person on that date.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1321 Second jury list; sealing; jurisdiction of district court district.

Sec. 1321.

(1) The names of those persons on the first jury list whom the board accepts as persons qualified for and not exempt from jury service shall be compiled into a list to be known as the second jury list. The list shall remain sealed until otherwise ordered by the chief circuit judge.

(2) The board shall make an additional list consisting of the names on the second jury list segregated by the geographical area of the jurisdiction of each district court district. If there are not sufficient names on the segregated list for any district court district, the board shall apply again the key number to that district only and obtain as many additional jurors as needed for that district.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1322 Juror names; depositing; withdrawal; record.

Sec. 1322.

The first deposit of names shall take place as soon as the second jury list is prepared. Subsequent deposits shall be made when the supply of names is exhausted. An earlier deposit may be ordered by the chief circuit judge. The board shall keep a record of the number of names deposited, and the number withdrawn, and upon request shall inform the chief circuit judge of the number of names remaining. Nothing in this section affects the validity of a panel of jurors that was drawn for a term of court before the first deposit of names as provided in this section.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1323 Names not used; sealing.

Sec. 1323.

If the names are not to be immediately used, they shall be sealed up by the board and remain in the custody of the board until additional names are needed or when ordered by the chief circuit judge.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1324 Jurors; selection; information; contents; district court district.

Sec. 1324.

(1) From time to time, the chief judge of each court of record in the county shall order the board to select jurors for jury service. Each such order shall contain all of the following information:

- (a) A time limit within which the selection shall be completed.
- (b) The number of jurors to be selected for a panel.
- (c) The number of panels to be selected.
- (d) The court or courts in which each panel shall serve.
- (e) The period of service of each panel, subject to section 1343.

(2) Upon the order of the chief circuit judge, jury panels or parts of jury panels selected for any court in the county may be used for jury selection in any court of record in the county, if jurors on the panel or part of a panel selected for such use are otherwise eligible to serve as jurors in the particular court.

(3) If a city located in more than 1 county is placed entirely within a single district of the district court pursuant to chapter 81, the supreme court by rule shall specify the procedure for compiling the second jury list for that district court district so as to include names and addresses of residents from the parts of the counties which comprise that district.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1968, Act 354, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1325 Repealed. 1969, Act 326, Eff. Sept. 1, 1969.

Compiler's Notes: The repealed section required presiding judge to notify board as to number of jurors required.

600.1326 Grand jurors; selection; term.

Sec. 1326.

If a grand jury is ordered by the court, or required by statute, the board shall select the names of a sufficient number of persons, as determined by the chief circuit judge, to serve as grand jurors in accordance with the provisions of section 11 of chapter VII of the code of criminal procedure, 1927 PA 175, MCL 767.11. The names shall be selected in the same manner and from the same source as petit jurors. The term of service of grand jurors shall be as prescribed by section 7a of chapter VII of the code of criminal procedure, 1927 PA 175, MCL 767.7a.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1972, Act 69, Imd. Eff. Mar. 3, 1972 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1327 Jurors; selection; time; notice; witnesses.

Sec. 1327.

The selection of jurors shall take place in public within the time limit fixed by the chief circuit judge and at a time and place designated by the board. At the time and place appointed, the clerk or the clerk's deputy and a judge or an elected official other than the clerk, as designated by the chief judge, shall attend to witness and assist in the selection of jurors.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1328 Jurors; selection; procedure.

Sec. 1328.

The board shall proceed in the selection of jurors in a random manner as ordered by the chief circuit judge as provided in this section. A board member or an employee of the board shall keep a record of the selection process, listing the names of jurors selected. If the name of a person is selected who is not qualified to serve as a juror to the knowledge of any member of the board, an entry of this fact shall be made on the record and that person shall be excused. A record of the selection process shall then be signed by the board member and filed in the office of the board. The signature constitutes a certificate that the record is correct and that all provisions of law have been complied with.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1329 Selection of jurors; legality; challenges; grounds.

Sec. 1329.

(1) The legality or regularity of the selection of jurors shall not be questioned if the record of the selection is properly signed. If the name of any person not qualified to serve as a juror is included in the names selected, this fact shall not be a ground of challenge to the array, but only a ground of personal challenge to the person shown to be so disqualified.

(2) If the jurors were selected in accordance with this act and the rules of the court, it is not a ground of challenge to a panel or array of jurors that the person who selected them was a party or interested in the cause or was counsel or attorney for, or related to, either party in the cause.

(3) If the jurors were selected in accordance with this act and the rules of the court, it is not a ground of challenge to a panel or array of jurors that they were summoned by the sheriff who was a party or interested in the cause, or related to either party in the cause, unless it is alleged in the challenge and satisfactorily shown that some of the jurors selected were not summoned and that this omission was intentional.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1330 Board box; closing, custody.

Sec. 1330.

When the drawing is finished, the board box shall be closed and sealed in the presence of the officers. All slips drawn out of the board box, unless destroyed as provided in this chapter, shall be delivered to the clerk of the court for which the jurors were drawn. The board box shall be kept in the custody of the board at all times, and shall not be opened nor the seal be broken until another drawing, unless ordered by the court.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968

600.1331 Lists of jurors; delivery to clerk.

Sec. 1331.

The board shall deliver to the clerk lists containing the names and addresses of the jurors selected.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1332 Jurors; summons for service; method; record; evidence.

Sec. 1332.

The clerk, jury board, or sheriff shall summon jurors for court attendance at such times and in such manner as directed by the chief judge or by the judge to whom the action in which jurors are being called for service is assigned. For a juror's first required court appearance, service shall be by a written notice addressed to the juror at the juror's place of residence as shown by the records of the board, which notice may be by ordinary mail or by personal service. For subsequent service notice may be in any manner directed by the judge. The officer giving notice to jurors shall keep a record of the service of the notice and shall make a return if directed by the court. The return shall be presumptive evidence of the fact of service.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1333 Jurors; excuse or postponement of services; application.

Sec. 1333.

A person who is notified to attend as a juror may apply to the chief judge of the court to be excused or have his or her term of service postponed on any ground provided in this chapter. He or she may apply in person or by a person capable of making the necessary proof of his or her claim. An entry of the action of the chief judge upon the application and of the reason for that action shall be made on the records of the court.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1334 Jurors; temporary excuse; duty to report.

Sec. 1334.

(1) The chief judge may excuse any juror or jurors from attendance without pay for any portion of the term. The chief judge shall excuse jurors from attendance on days when it is not expected that they will be required. The chief judge may postpone the service of a juror to a later term of court if the juror has not been called for voir dire examination in any action.

(2) The judge presiding at the trial of an action may excuse jurors from attendance at that trial for cause.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1335 Grounds for excusing person from jury service; postponing jury service of student.

Sec. 1335.

(1) The chief judge of the court to which a person is returned as a juror may excuse the person from serving when it appears that the interests of the public or of the individual juror will be materially injured by his or her attendance or the health of the juror or that of a member of his or her family requires his or her absence from court.

(2) The chief judge of the court to which a person is returned as a juror shall postpone the person's term of service until the end of the school year if the person is a full-time student enrolled in and attending high school.

(3) The chief judge of the court to which a person is returned as a juror shall, upon request, postpone the person's term of service until the end of the academic year if the person is a full-time student enrolled in and attending a college, community college, university, graduate or professional school, vocational school, or any other accredited educational institution and the person provides satisfactory proof that the term of service will likely interfere with his or her class schedule.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1972, Act 69, Imd. Eff. Mar. 3, 1972 ;-- Am. 2004, Act 12, Eff. June 1, 2004 ;-- Am. 2014, Act 10, Imd. Eff. Feb. 18, 2014

600.1336 Jurors; excess; discharge; effect.

Sec. 1336.

If the chief judge finds that the number of jurors in attendance is greater than that needed, the chief judge may order the panel or any part of the panel discharged for the balance of its term or excused until a day certain in the term. Any juror discharged, but not excused, under this section is considered to have served his or her term of service but shall receive compensation only for the time of his or her actual service on the panel.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1337 Jurors; unqualified or exempt; discharge.

Sec. 1337.

When the court finds that a person in attendance at court as a juror is not qualified to serve as a juror, or is exempt and claims an exemption, the court shall discharge him or her from further attendance and service as a juror.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1338 Jurors; excused; removal of name from list.

Sec. 1338.

When any person is excused from serving on the ground that he or she is exempt by law from serving on juries or is not qualified to serve as a juror, the clerk of the court shall remove the name of that person from the second jury list.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1339 Jurors; service postponed; disposition.

Sec. 1339.

The chief judge shall report to the board the names of all jurors whose service has been postponed to a subsequent time, and the names shall be placed upon the list of jurors selected for that time.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1340 Report of court clerk.

Sec. 1340.

The clerk of the court or the clerk's designee, within 10 days after the close of each term for which jurors have been selected, shall certify as follows:

- (a) The name and residence of each juror who was excused or discharged by the court, with the reason for the excuse or discharge.
- (b) The name and residence of each person notified who did not attend or serve.
- (c) The name and residence of each person punished for contempt as provided in this chapter.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1341 Additional jurors; procedure.

Sec. 1341.

The chief judge of a court may order additional jurors selected by the board for service during the period of service of a jury panel or a part of a panel. A judge of a court of record may order additional jurors selected by the board for immediate service in a particular case. The order shall specify the number to be selected and the time and place of selection. If additional jurors are needed for immediate service in a particular case, any member of the jury board may conduct the selection if witnessed by the clerk or the clerk's deputy and by the judge ordering the selection. Jurors whose names are so selected shall be given notice to attend court in the manner that the court directs. Additional jurors so selected shall become members of the panel then serving unless otherwise directed by the chief judge.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1342 Jurors; new list; court order.

Sec. 1342.

If the board fails to meet and return the second jury list at the time prescribed or if any list of jurors becomes exhausted or declared illegal, the chief circuit judge may order the board to meet and make a new list of jurors.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1343 Jurors; term of service.

Sec. 1343.

The term of service of petit jurors shall be determined by local court rule but shall not exceed the term of court, unless at the end of this period a juror is serving in connection with an unfinished case, in which event the juror shall continue to serve, in that case only, until the case in which he or she is serving is finished. Once commenced, the term of service shall be continuous except as provided in sections 1334 to 1336.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1344 Juror; mileage and compensation; payment of jury fee where action removed from circuit court to lower court; fraudulent issuance of certificate of attendance as misdemeanor; penalty; "sufficient funds" defined.

Sec. 1344.

(1) A juror must be reimbursed for his or her traveling expenses at a rate, determined by the county board of commissioners, that is not less than 10 cents per mile or, beginning April 1, 2018, not less than 20 cents per mile for traveling from the juror's residence to the place of holding court and returning for each day or 1/2 day of actual attendance at sessions of the court.

(2) A juror also must be compensated at a rate, determined by the county board of commissioners, as follows:

(a) Except as provided in subdivision (b), a rate determined as follows:

(i) For the first day or 1/2 day of actual attendance at the court, not less than \$25.00 per day and \$12.50 per 1/2 day.

(ii) For each subsequent day or 1/2 day of actual attendance at the court, not less than \$40.00 per day and \$20.00 per 1/2 day.

(b) Beginning April 1, 2018, and every subsequent fiscal year, if, as of the end of the 2 most recent fiscal years, the state court administrator, at the direction of the supreme court and upon confirmation by the state treasurer, determines that sufficient funds are available in the juror compensation reimbursement fund created in section 151d, a rate determined as follows:

(i) For the first day or 1/2 day of actual attendance at the court, not less than \$30.00 per day and \$15.00 per 1/2 day.

(ii) For each subsequent day or 1/2 day of actual attendance at the court, not less than \$45.00 per day and \$22.50 per 1/2 day.

(3) If an action is removed from the circuit court to a lower court, the jury fee must be paid to the circuit court whether paid before or after removal of the action to the lower court, and the circuit court is responsible for payment of the compensation to the juror involved.

(4) A clerk or deputy clerk of the court who fraudulently issues a certificate of attendance of a juror on which the juror receives pay, except as allowed by law, is guilty of a misdemeanor punishable by imprisonment for not more than 6 months or a fine of not more than \$500.00, or both.

(5) As used in this section, "sufficient funds" means an amount exceeding \$2,000,000.00 in the juror compensation reimbursement fund created in section 151d.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 1980, Act 190, Imd. Eff. July 8, 1980 ;-- Am. 1982, Act 226, Imd. Eff. Sept. 16, 1982 ;-- Am. 2002, Act 739, Eff. Oct. 1, 2003 ;-- Am. 2017, Act 51, Eff. Sept. 13, 2017

600.1345 Attempts to influence board; report.

Sec. 1345.

A board member shall report to the prosecuting attorney and the chief circuit judge the name of any person who in any manner seeks by request, hint, or suggestion to influence the board or its members in the selection of any juror.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1346 Acts punishable as contempts.

Sec. 1346.

The following acts are punishable by the circuit court as contempts of court:

- (a) Failing to answer the questionnaire provided for in section 1313.
- (b) Failing to appear before the board or a member of the board, without being excused at the time and place notified to appear.
- (c) Refusing to take an oath or affirmation.
- (d) Refusing to answer questions pertaining to his or her qualifications as a juror, when asked by a member of the board.
- (e) Failing to attend court, without being excused, at the time specified in the notice, or from day to day, when summoned as a juror.
- (f) Giving a false certificate, making a false representation, or refusing to give information that he or she can give affecting the liability or qualification of a person other than himself or herself to serve as a juror.
- (g) Offering, promising, paying, or giving money or anything of value to, or taking money or anything of value from, a person, firm, or corporation for the purpose of enabling himself or herself or another person to evade service or to be wrongfully discharged, exempted, or excused from service as a juror.
- (h) Tampering unlawfully in any manner with a jury list or the jury selection process.
- (i) Willfully doing or omitting to do an act with the design to subvert the purpose of this act.
- (j) Willfully omitting to put on the jury list the name of a person qualified and liable for jury duty.
- (k) Willfully omitting to prepare or file a list or slip.
- (l) Doing or omitting to do an act with the design to prevent the name of a person qualified and liable to serve as a juror from being placed on a jury list or from being selected for service as a juror.
- (m) Willfully placing the name of a person upon a list who is not qualified as a juror.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1347 Jurors; bribery; penalty; embracery; civil liability.

Sec. 1347.

(1) A person selected or summoned as a juror who takes anything to give his or her verdict or receives any gift or gratuity from any party to an action for the trial of which he or she has been selected or summoned is liable to the party aggrieved for actual damages sustained plus 10 times the amount or value of the thing which he or she has taken, in addition to any criminal punishment to which he or she may be subject by law.

(2) An embracitor who procures a person selected or summoned as a juror to take gain or profit as prohibited under subsection (1) is liable to the aggrieved party for the actual damages sustained plus 10 times the amount or value of the thing which was taken.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1348 Jurors; threats, discharge, or discipline by employer; requiring additional hours of work; misdemeanor; penalty.

Sec. 1348.

(1) An employer or the employer's agent, who threatens to discharge or discipline or who discharges, disciplines, or causes to be discharged from employment or to be disciplined a person because that person is summoned for jury duty, serves on a jury, or has served on a jury, is guilty of a misdemeanor, and may also be punished for contempt of court.

(2) An employer or the employer's agent who requires a person having jury duty to work any number of hours during a day which, if added to the number of hours which the person spends on jury duty during that day, exceeds the number of hours normally and customarily worked by the person during a day, or the number of hours normally and customarily worked by the person during a day which extends beyond the normal and customary quitting time of that person unless voluntarily agreed to by that person, or as provided in a collective bargaining agreement is guilty of a misdemeanor, and may also be punished for contempt of court.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1982, Act 234, Eff. Mar. 30, 1983

600.1349 Jurors; nonliability for verdict; exception.

Sec. 1349.

No juror may be subject to an action, civil or criminal, on account of any verdict except for corrupt conduct in rendering such verdict in the cases prescribed by law.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968

600.1350 Selection and impaneling of juries for condemnation and grade separation cases.

Sec. 1350.

Juries for condemnation cases and grade separation damage cases shall be selected and impaneled from the persons summoned to serve as petit jurors at that term of the court having jurisdiction over such proceedings in the same manner as petit juries are selected and impaneled in other civil cases in the same court. Juries for such cases shall not be selected and impaneled in the manner prescribed by the provisions of the statute under which the proceedings were instituted. A jury for such cases shall consist of 6 persons.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1972, Act 69, Imd. Eff. Mar. 3, 1972

600.1351 Repealed. 1970, Act 118, Imd. Eff. July 23, 1970.

Compiler's Notes: The repealed section provided that in civil cases by 12 jurors, verdict shall be received when 10 jurors agree.

600.1352 Trial by jury of 6 in civil cases; verdict.

Sec. 1352.

In civil cases commenced in a court governed by this chapter, when a trial by jury is requested in accordance with rules of the supreme court, the trial shall be by a jury of 6. Except in cases involving the possible commitment of a person to a mental, correctional or training institution, a verdict in any civil case including condemnation and grade separation cases shall be received when 5 jurors agree. In civil cases involving the possible commitment to a mental, correctional or training institution, the court shall receive only a unanimous verdict.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968 ;-- Am. 1970, Act 118, Imd. Eff. July 23, 1970 ;-- Am. 1972, Act 69, Imd. Eff. Mar. 3, 1972

600.1353 Court rules.

Sec. 1353.

The judges of each circuit court may establish rules, not inconsistent with the provisions herein, necessary to carry out these provisions and to insure the proper conduct of the work of the board members. The judges of each circuit court may provide by rule that the terms of jury service herein provided need not commence at the same time for all members of a panel.

History: Add. 1968, Act 326, Eff. Nov. 15, 1968

600.1354 Noncompliance with chapter as grounds for requesting continuance or claiming invalidity of verdict; data processing error as grounds for questioning list selected.

Sec. 1354.

(1) Failure to comply with the provisions of this chapter shall not be grounds for a continuance nor shall it affect the validity of a jury verdict unless the party requesting the continuance or claiming invalidity has made timely objection and unless the party demonstrates actual prejudice to his cause and unless the noncompliance is substantial. An objection made at the day of a scheduled trial shall not be considered timely unless the objection, with the exercise of reasonable diligence, could not have been made at an earlier time.

(2) If a data processing error occurs, that error shall not constitute grounds for questioning the entire list selected but only the specific person affected.

History: Add. 1969, Act 326, Eff. Sept. 1, 1969 ;-- Am. 1978, Act 11, Imd. Eff. Feb. 8, 1978

600.1355 Practices governed by supreme court rules.

Sec. 1355.

With respect to the selection and impaneling of jurors, any examination, challenge, replacement, oath or other practice not otherwise governed by the provisions of this chapter shall be governed by rules adopted by the supreme Court.

History: Add. 1972, Act 69, Imd. Eff. Mar. 3, 1972

600.1371 One day, one trial system defined.

Sec. 1371.

As used in sections 1371 to 1376, "one day, one trial system" means a system of selection of jurors which incorporates either of the following:

- (a) A system of jury selection whereby:
 - (i) Jury service is completed when the first trial to which the juror is sworn is concluded regardless of the length of the trial or the manner in which the case is disposed.
 - (ii) A juror who is challenged shall be returned to the jury pool and shall be subject to voir dire examination in other cases for the remainder of that day.
 - (iii) A juror who remains unseated and unchallenged at voir dire examination shall be excused at the end of that day. A juror may be held over for another day for continuation of voir dire examination at the discretion of the trial judge.
- (b) A system of jury selection established pursuant to section 1301b.

History: Add. 1978, Act 11, Imd. Eff. Feb. 8, 1978

600.1372 Applicability of MCL 600.1371 to 600.1376; adoption of 1 day, 1 trial jury system.

Sec. 1372.

- (1) Sections 1371 to 1376 apply only to those districts of the district court, circuits of the circuit court, and county or probate court districts of the probate court that adopt the 1 day, 1 trial jury system.
- (2) Any court in this state may adopt a 1 day, 1 trial jury system.

History: Add. 1978, Act 11, Imd. Eff. Feb. 8, 1978 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1374 Repealed. 2004, Act 12, Eff. June 1, 2004.

Compiler's Notes: The repealed section pertained to removing name of deceased person from qualified jurors' list and voter registration list.

600.1375 Combined driver's license and personal identification cardholder list; first jury list; costs.

Sec. 1375.

- (1) The secretary of state shall transmit annually, before April 15, to the clerk of each county a full, current, and accurate copy of a list that combines the driver's license and personal identification cardholder lists pertaining to persons residing in the county. At the request of the board before March 1, the secretary of state shall transmit only a first jury list consisting of the names and addresses of persons selected at random, based on the total number of jurors required as submitted to the secretary of state by the board, using electronic or other mechanical devices. Upon request, the secretary of state shall furnish additional lists to any other federal, state, or local governmental agency, other than the clerk of each county, for the purpose of jury selection. An agency which requests and receives a list shall reimburse the secretary of state for actual costs incurred in the preparation and transmittal of the list and all reimbursements shall be deposited in the state general fund.
- (2) If an agency uses electronic or mechanical devices to carry out its duties, the agency may request and receive a copy of the combined driver's license and personal identification cardholder list on computer tape or another electronically produced medium under specifications prescribed by the secretary of state. The secretary of state shall establish specifications standardizing the size, format, and content of computer tapes and other media utilized to transmit information used for jury selection.

History: Add. 1978, Act 11, Imd. Eff. Feb. 8, 1978 ;-- Am. 1986, Act 104, Eff. Jan. 1, 1987 ;-- Am. 2004, Act 12, Eff. June 1, 2004

600.1376 Plan for selection of persons for jury service with aid of mechanical or electronic means; adoption; requirements.

Sec. 1376.

(1) Upon recommendation of the district court judge or a majority of the judges of a district, circuit judge or a majority of the circuit judges of a circuit, probate court judge or a majority of the judges of the county or probate court district, or a judge of a municipal court of record or a majority of the judges of a municipal court of record, the court may adopt a plan for the selection of persons for jury service with the aid of mechanical or electronic means.

(2) A plan adopted pursuant to subsection (1) shall conform to the following requirements:

(a) For jurors summoned for trials beginning before September 1, 1987, it shall specify that the sources from which names are to be taken for jury purposes are all voter registration lists from all precincts in the district, circuit, county, or probate court district, or city. For jurors summoned for trials beginning after August 31, 1987, it shall specify that the source from which names are to be taken for jury purposes is the combined driver's license and personal identification cardholder list pertaining to all precincts in the district, circuit, county, or probate court district, or city.

(b) It shall provide a fair, impartial, and objective method of selecting persons for jury service with the aid of mechanical or electronic equipment.

(c) It shall designate the official to be in charge of the selection and management of jurors and shall define his or her duties.

(d) It shall specify that a true and complete written list showing the names and addresses of the persons summoned to begin jury service on a particular date shall be filed of record with the county clerk at least 10 days before the date the persons are to begin jury service.

History: Add. 1978, Act 11, Imd. Eff. Feb. 8, 1978 ;-- Am. 1986, Act 104, Eff. Jan. 1, 1987