

HOUSE BILL NO. 4850

June 27, 2023, Introduced by Reps. Glanville, DeBoer, Hill, DeSana, St. Germaine, Phil Green, Meerman, Roth, Schmaltz, Rigas, Kunse, Koleszar, Price, Hood, Young, Weiss, Conlin, Liberati, Stone, Grant, Brabec, Andrews, Brixie, McFall, Byrnes, Tyrone Carter, Snyder, Coleman, Rheingans, Hope, Steckloff, Dievendorf, Edwards, O'Neal, Haadsma, MacDonell, Martus, Skaggs, Morse, Churches, Puri, Scott, Neeley, Paiz, Breen, McKinney and Whitsett and referred to the Committee on Criminal Justice.

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

1 the second and third class, be a resident of the district.

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

3 (c) Be physically and mentally able to carry out the functions
4 of a juror. Temporary inability must not be considered a
5 disqualification.

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

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

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

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

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

28 (5) **An individual who is a service member of the United States**
29 **Armed Forces may claim exemption from jury service for the period**

1 during which the individual is on active duty and must be exempt
2 upon making the request of the court and providing a copy of the
3 service member's orders.

4 (6) ~~(5)~~ For the purposes of this section and sections 1371 to
5 1376, ~~a person~~ **an individual** has served as a juror if that ~~person~~
6 **individual** has been paid for jury service.

7 (7) ~~(6)~~ ~~For purposes of~~ **As used in** this section:

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

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

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

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