



LAWS OF ALASKA

1981

Source

HB 254 am S

Chapter No.

66

AN ACT

Relating to jurors and jury panels; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

THE ACT FOLLOWS ON PAGE 1, LINE 9

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: July 10, 1981
Actual Effective Date: July 11, 1981

AN ACT

Relating to jurors and jury panels; and providing for an effective date.

* Section 1. AS 09.20.010(3) is amended to read:

(3) at least 18 [19] years of age;

* Sec. 2. AS 09.20.025 is amended to read:

Sec. 09.20.025. LIMITATION ON JURY SERVICE. No person may be required to serve more than a total of three months as a juror during any consecutive two-year period. However, if a person is serving as a juror at the conclusion of the three months period, that person [HE] shall complete the trial then in progress. In this section, a person is "serving as a juror" whenever that person is in attendance in court as a member of a jury or a jury panel.

* Sec. 3. AS 09.20.050(b) is amended to read:

(b) The jury list shall be based on a list of all persons who purchased a resident trapping, hunting or fishing license during the preceding calendar year which showed an Alaskan address (to be prepared by the Department of Fish and Game), a list of all persons who filed for a distribution of Alaska permanent fund income under AS 43.23 [A STATE INCOME TAX RETURN] during the preceding calendar year which showed an Alaskan address (to be prepared by the Department of Revenue), [AND] a list of all persons who have registered to vote in this state (to be prepared by the director of elections), and, if considered necessary by the administrative director of courts, a list of all

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1 persons who hold a valid Alaska drivers' license (to be prepared by
2 the Department of Public Safety) [LIEUTENANT GOVERNOR]. The depart-
3 ments and the director of elections [LIEUTENANT GOVERNOR] shall submit
4 their respective lists [FILES] to the Department of Administration not
5 later than January 15 of each year. To the extent that it is available,
6 the lists [FILES] submitted by the departments and the director of
7 elections [LIEUTENANT GOVERNOR] shall contain the following information
8 for each person on the list for the preceding calendar year: [HIS]
9 first name, middle initial, and last name; [HIS] residence address as
10 well as [HIS] mailing address, including the zip code for each; [HIS]
11 SOCIAL SECURITY NUMBER; [HIS] birth date; and the number of years and
12 months the person [HE] has been a resident of the state. The lists
13 [FILES] submitted by the departments and the director of elections
14 [LIEUTENANT GOVERNOR] shall be recorded on magnetic tape compatible with
15 Department of Administration data processing equipment.

16 * Sec. 4. AS 09.20.050(c) is amended to read:

17 (c) A copy of the appropriate portion of the jury list shall be
18 transmitted to the presiding judge of each judicial district [ONLY TO
19 EACH DISTRICT JUDGE AND EACH SUPERIOR COURT JUDGE,] and shall only be
20 used to summon jurors and for other purposes of judicial administra-
21 tion. Duplicate names and the names of deceased persons and persons
22 permanently excused from jury service shall be eliminated from the
23 list before it is transmitted to the presiding judge [STATE GOVERNMENTAL
24 PURPOSES]. A questionnaire for prospective jurors may be adopted and
25 submitted to them by the administrative director of courts.

26 * Sec. 5. AS 09.20.060 is amended to read:

27 Sec. 09.20.060. USE OF JURY BOX OR COMPUTER LIST. The clerk of
28 the court shall write the names included in the list on separate pieces
29 of paper or prepare metal, plastic, or other types of pieces to corre-

spond to numbers on the jury list. As directed by the court, the clerk [HE] shall deposit the named or numbered pieces in the jury box in a number and manner to assure a fair and impartial drawing of the jury panel. A randomly generated computer list of prospective jurors may be used in place of the jury box. The jury box and the named or numbered pieces, or the computer list may be examined by the parties or by an attorney authorized to practice law in the state within limitations and under conditions prescribed by the court.

* Sec. 6. AS 09.20.070 is amended to read:

Sec. 09.20.070. PUBLIC DRAWING FOR JURORS FOR PANEL. Under the direction of the court the clerk shall conduct the public drawing of jurors for the panel by shaking the box to mix the named or numbered pieces. The clerk shall then draw as many names or numbers as are ordered by the court to fill the jury panel. A random selection of the jury panel by computer may be used in place of the public drawing of names. If the name or number of a person is drawn or selected [FROM THE BOX] and the person is deceased, unqualified, disqualified, or the person's attendance cannot be obtained within a reasonable time or may involve a large and unnecessary expense, and the fact appears to the satisfaction of the court through the use of questionnaires or otherwise, the court may reject the name of that person and direct that the name or number of another be drawn in his place.

* Sec. 7. AS 09.20.080 is repealed and reenacted to read:

Sec. 09.20.080. JURY PANEL. (a) The jury panel for the trial of civil cases consists of at least twice the number of jurors needed to serve on a trial jury, including any needed alternate jurors. If the number of jurors on the panel falls below the number required by this section or if the regular panel is exhausted, the court shall order the clerk to complete the panel or to secure additional jurors by drawing

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1 names from the jury box or by obtaining names from the randomly gener-
2 ated computer list.

3 (b) If the list of prospective jurors for a court location does
4 not produce sufficient names for a jury panel of minimum size, the
5 administrative director of courts may authorize that additional names
6 of prospective jurors be randomly selected from sources other than
7 those listed in AS 09.20.050.

8 * Sec. 8. Notwithstanding AS 09.20.050(b) amended by sec. 3 of this Act,
9 the Department of Revenue shall furnish the Department of Administration
10 with a list of all persons who filed for a distribution of Alaska permanent
11 fund income under AS 43.23 during calendar year 1980 within 30 days of the
12 effective date of this Act.

13 * Sec. 9. This Act takes effect immediately in accordance with AS 01.10.
14 070(c).