

HB 1312 - S COMM AMD

By Committee on Law & Justice

ADOPTED 03/31/2023

1 Strike everything after the enacting clause and insert the
2 following:

3 **"Sec. 1.** RCW 2.36.100 and 2015 c 7 s 2 are each amended to read
4 as follows:

5 (1) Except for a person who is not qualified for jury service
6 under RCW 2.36.070 or who chooses to opt out of jury service under
7 subsection (2) of this section, no person may be excused from jury
8 service by the court except upon a showing of undue hardship, extreme
9 inconvenience, public necessity, or any reason deemed sufficient by
10 the court for a period of time the court deems necessary.

11 (2) A person who is 80 years of age or older may request to be
12 excused from jury service if the person attests that the person is
13 unable to serve due to health reasons. An attestation form must be
14 developed by the court and may not include a requirement that a
15 doctor's note be provided. This request must be granted by the court.

16 (3) At the discretion of the court's designee, after a request by
17 a prospective juror to be excused, a prospective juror excused from
18 juror service for a particular time may be assigned to another jury
19 term within the twelve-month period. If the assignment to another
20 jury term is made at the time a juror is excused from the jury term
21 for which he or she was summoned, a second summons under RCW 2.36.095
22 need not be issued. This subsection does not apply to people excused
23 from jury service under subsection (2) of this section.

24 ~~((3))~~ (4) When the jury source list has been fully summoned
25 within a consecutive twelve-month period and additional jurors are
26 needed, jurors who have already served during the consecutive twelve-
27 month period may be summoned again for service. A juror who has
28 previously served may only be excused if he or she served at least
29 one week of juror service within the preceding twelve months. An
30 excuse for prior service shall be granted only upon the written
31 request of the prospective juror, which request shall certify the
32 terms of prior service. Prior jury service may include service in

1 superior court, in a court of limited jurisdiction, in the United
2 States District Court, or on a jury of inquest."

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3 On page 1, line 2 of the title, after "service;" strike the
4 remainder of the title and insert "and amending RCW 2.36.100."

EFFECT: Increases the age at which a person may request excusal
from jury service for health reasons from 70 to 80.

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