

HOUSE BILL No. 4777

May 1, 1991, Introduced by Reps. Perry Bullard, Gubow, Nye, Power, Strand, Palamara, Wallace, Anthony, Martin, Bennane and Clarke and referred to the Committee on Judiciary.

A bill to amend sections 1371 and 1372 of Act No. 236 of the Public Acts of 1961, entitled as amended "Revised judicature act of 1961," being sections 600.1371 and 600.1372 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 1371 and 1372 of Act No. 236 of the
2 Public Acts of 1961, being sections 600.1371 and 600.1372 of the
3 Michigan Compiled Laws, are amended to read as follows:

4 Sec. 1371. As used in ~~sections 1371 to 1376~~ SECTION 1372,
5 "one-day, one-trial system" means a system of selection of jurors
6 ~~which incorporates either of the following: (a) A system of~~
7 ~~jury selection~~ whereby, IF A JURY CLERK OR COURT APPROVES A
8 JUROR'S REQUEST UNDER SECTION 1372(3), THE FOLLOWING PROCEDURES
9 APPLY TO THAT JUROR:

1 (A) ~~(i)~~ Jury service is completed when the first trial to
 2 which the juror is sworn is concluded regardless of the length of
 3 the trial or the manner in which the case is disposed.

4 (B) ~~(ii)~~ A juror who is challenged shall be returned to
 5 the jury pool and shall be subject to voir dire examination in
 6 other cases for the remainder of that day.

7 (C) ~~(iii)~~ A juror who remains unseated and unchallenged at
 8 voir dire examination shall be excused at the end of that day. A
 9 juror may be held over for another day for continuation of voir
 10 dire examination at the discretion of the trial judge.

11 ~~(b) A system of jury selection established pursuant to sec-~~
 12 ~~tion 1301b.~~

13 Sec. 1372. ~~(1) Sections 1371 to 1376 shall apply only to~~
 14 ~~those districts of the district court, circuits of the circuit~~
 15 ~~court, and county or probate court districts of the probate~~
 16 ~~court, a common pleas court, and municipal courts of record which~~
 17 ~~adopt the one day, one trial jury system.~~

18 (1) ~~(2) Any~~ EVERY court in this state ~~may~~ SHALL adopt a
 19 one-day, one-trial jury system.

20 (2) THE WRITTEN JURY SUMMONS REQUIRED UNDER SECTION 1332
 21 SHALL INCLUDE THE FOLLOWING STATEMENT, OR A SUBSTANTIALLY SIMILAR
 22 STATEMENT:

23 "ONE DAY, ONE TRIAL - IF YOUR PERSONAL SITUATION MAKES IT
 24 DIFFICULT FOR YOU TO BE AVAILABLE FOR THE ENTIRE TERM OF JURY
 25 SERVICE, YOU MAY REQUEST TO APPEAR FOR QUESTIONING FOR ONLY ONE
 26 DAY AND TO SERVE FOR ONLY ONE TRIAL. IF YOU WISH THIS OPTION,
 27 PLEASE WRITE A REQUEST FOR "ONE DAY, ONE TRIAL," STATE THE REASON

1 FOR YOUR REQUEST, AND MAIL IT IMMEDIATELY TO: [ADDRESS OF JURY
2 CLERK]".

3 (3) IF A JUROR REQUESTS THAT HE OR SHE APPEAR FOR ONE DAY
4 AND SERVE FOR ONLY ONE TRIAL, THE JURY CLERK OR COURT SHALL GRANT
5 THE REQUEST UNLESS THE JURY CLERK OR COURT FINDS THAT THERE IS A
6 SUBSTANTIAL AND COMPELLING REASON FOR DENYING THE REQUEST.