

# SENATE BILL No. 774

March 3, 1992, Introduced by Senators CHERRY, DINGELL, HART, ARTHURHULTZ, GAST, V. SMITH, BERRYMAN, CISKY, DEGROW and O'BRIEN and referred to Committee on Judiciary.

A bill to amend sections 1309 and 1312 of Act No. 236 of the Public Acts of 1961, entitled as amended

"Revised judicature act of 1961,"

section 1312 as amended by Act No. 104 of the Public Acts of 1986, being sections 600.1309 and 600.1312 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Sections 1309 and 1312 of Act No. 236 of the  
2 Public Acts of 1961, section 1312 as amended by Act No. 104 of  
3 the Public Acts of 1986, being sections 600.1309 and 600.1312 of  
4 the Michigan Compiled Laws, are amended to read as follows:

5       Sec. 1309. The board shall secure from the clerk of each  
6 court of record and district court in the county, and each clerk  
7 shall provide, a list of persons who have served as jurors,  
8 pursuant to the provisions of this chapter, in their courts

1 during the preceding 1 year. THE BOARD SHALL RETAIN THE LISTS  
2 PROVIDED UNDER THIS SECTION FOR AS LONG AS IS NECESSARY TO CARRY  
3 OUT ITS DUTIES UNDER SECTION 1312(2).

4       Sec. 1312. (1) The board shall apply the key number uni-  
5 formly to the names on the list received pursuant to section 1310  
6 and compile a list or card index, to be known as the first jury  
7 list, which shall include every name and only those names as the  
8 application of the key number has designated. The board shall do  
9 this as follows:

10       ~~-(a) Arrange the various voter registration lists into 1~~  
11 ~~list. The order in which the lists are arranged or the fact that~~  
12 ~~some lists are by precincts, and some lists are alphabetized, is~~  
13 ~~not relevant. This subdivision shall not apply after~~  
14 ~~December 31, 1986.~~

15       (A) ~~-(b)~~ Select by a random method a starting number  
16 between 0 and the key number.

17       (B) ~~-(c)~~ Count down the list the number of names to reach  
18 the starting number. That name shall be placed on the first jury  
19 list.

20       (C) ~~-(d)~~ Continue from that name counting down the list,  
21 beginning to count again with the number 1, until the key number  
22 is reached. That name shall be placed on the first jury list.

23       (D) ~~-(e)~~ Repeat the process provided in subdivision (d)  
24 until the whole list has been counted and the names placed on the  
25 first jury list.

26       (2) ~~-(f)~~ The board shall then remove from the first jury  
27 list the name of any person who its records show served, pursuant

1 to the provisions of this chapter, as a petit or grand juror in  
2 any court of record or district court in the county. ~~at any~~  
3 ~~time in the preceding 1 year.~~ WHENEVER ALL OF THE NAMES ARE  
4 REMOVED FROM THE LIST BY APPLYING THIS SUBSECTION, ALL JURY SERV-  
5 ICE OCCURRING BEFORE THAT DATE SHALL BE DISREGARDED, AND ONLY  
6 JURY SERVICE OCCURRING AFTER THAT DATE SHALL BE CONSIDERED WHEN  
7 REMOVING NAMES FROM THE LIST PURSUANT TO THIS SUBSECTION.

8       (3) ~~—(2)—~~ The board may use electronic and mechanical  
9 devices in carrying out its duties under this section.