

Senate Engrossed House Bill

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

CHAPTER 116

HOUSE BILL 2013

AN ACT

AMENDING SECTION 21-331, ARIZONA REVISED STATUTES; RELATING TO JURIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 21-331, Arizona Revised Statutes, is amended to
3 read:

4 21-331. Jury summons

5 A. The court shall order the summoning of the persons to attend the
6 court at the time fixed in the order to form the jury, by giving personal
7 notice to each of them, or by leaving a written notice to that effect at his
8 place of residence, with some person of proper age and discretion, or by
9 mailing such notice by first class mail, registered mail or certified mail.

10 B. Any juror who fails to appear in response to a notice sent by first
11 class mail shall be immediately resummoned by a notice sent by first class
12 mail, registered mail or certified mail and shall not be subject to
13 attachment or fine as provided in section 21-334 unless he THE JUROR fails to
14 appear in response to this second mailing. NOTWITHSTANDING SECTION 21-301,
15 SUBSECTION D, FOR ANY JUROR WHOSE MAIL IS RETURNED AS UNDELIVERABLE, THE JURY
16 COMMISSIONER SHALL NOTIFY THE COUNTY RECORDER WHO SHALL SEND A FOLLOW-UP
17 NOTICE TO THE JUROR PURSUANT TO SECTION 16-166, SUBSECTION A, INCLUDING
18 INFORMATION REGARDING POSSIBLE REMOVAL FROM THE VOTER REGISTRATION ROLLS, AND
19 ON COMPLETION OF THE NOTIFICATION PROCESS PURSUANT TO SECTION 16-166, THE
20 COUNTY RECORDER SHALL TRANSFER THE JUROR TO THE INACTIVE VOTER LIST.

21 C. If jurors are required by a justice court or municipal court, in
22 addition to the method of summoning jurors pursuant to subsection A of this
23 section the jurors, on written order of the justice of the peace or
24 magistrate of the court, may be summoned by the sheriff, constable, marshal,
25 policeman or court of that jurisdiction from among the residents of the city,
26 town or precinct who are competent to serve as jurors. The summons shall be
27 served not less than three days before the time the juror is required to
28 appear unless a juror, after being notified of the three-day notice
29 requirement, waives, either orally or in writing, the three-day notice.

30 D. The officer shall notify each juror that he is being summoned and
31 of the time and place at which his attendance is required. The officer, at
32 the time fixed in the order for appearance of the jurors, shall return the
33 order with a list of the summoned jurors endorsed on the order.

34 E. On order of the presiding judge of the superior court in the
35 county, the jury commissioner of the county shall draw prospective jurors for
36 the justice court and for the municipal court if an intergovernmental
37 agreement for drawing jury panels exists between the county and the
38 municipality, pursuant to sections 21-322 and 21-323.

APPROVED BY THE GOVERNOR APRIL 17, 2006.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 17, 2006.