

STATE OF OKLAHOMA

2nd Session of the 47th Legislature (2000)

SENATE BILL 1166

By: Henry

AS INTRODUCED

An Act relating to jurors; amending 38 O.S. 1991, Section 28, as last amended by Section 3, Chapter 2, O.S.L. 1997 (38 O.S. Supp. 1999, Section 28), which relates to qualifications of jurors and exemptions from jury service; clarifying language; requiring excuse or discharge of self-employed or commissioned juror under certain circumstances; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 38 O.S. 1991, Section 28, as last amended by Section 3, Chapter 2, O.S.L. 1997 (38 O.S. Supp. 1999, Section 28), is amended to read as follows:

Section 28. A. All citizens of the United States, residing in this state, having the qualifications of electors of this state, who are of sound mind and discretion and of good moral character, are competent ~~jurors~~ to serve on all grand and petit juries within their counties; ~~provided, that persons.~~

B. Notwithstanding the provisions of subsection A of this section:

1. Persons over seventy (70) years of age and persons who have served as a grand or petit juror during the last two (2) immediately preceding calendar years shall not be compelled to serve as jurors in this state ~~and the;~~

2. The court may excuse or discharge any juror drawn and summoned as a grand or petit juror if jury service would result in substantial hardship to the prospective juror; and

3. The court shall excuse or discharge any juror drawn and summoned as a grand or petit juror if the juror is self-employed or

is compensated on a commission basis and jury service would result in financial hardship to the prospective juror.

~~B.~~ C. Persons who are not qualified to serve as jurors are:

1. Justices of the Supreme Court or judges of the Court of Civil Appeals;

2. Judges of the Court of Criminal Appeals or the district court;

3. Sheriffs or deputy sheriffs;

4. Jailers or law enforcement officers, state or federal, having custody of prisoners;

5. Licensed attorneys engaged in the practice of law;

6. Persons who have been convicted of any felony or who have served a term of imprisonment in any penitentiary, state or federal, for the commission of a felony; provided, any such citizen convicted, who has been fully restored to his or her civil rights, shall be eligible to serve as a juror; and

7. Legislators during session of the Legislature or involved in state business.

SECTION 2. This act shall become effective November 1, 2000.

47-2-2718

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