

1 AN ACT relating to jurors.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 29A.080 is amended to read as follows:

4 (1) The Chief Circuit Judge or one (1) or more judges of the court, the court's clerk, a
5 deputy clerk, the court's administrator, or a deputy court administrator so designated
6 by the Chief Circuit Judge shall determine on the basis of the information provided
7 on the juror qualification form whether the prospective juror is disqualified for jury
8 service for any of the reasons listed in subsection (2) of this section. This
9 determination shall be entered in the space provided on the juror qualification form.
10 The Chief Circuit Judge shall cause each disqualified juror to be immediately
11 notified of the juror's disqualification.

12 (2) A prospective juror is disqualified to serve on a jury if the juror:

- 13 (a) Is under eighteen (18) years of age;
- 14 (b) Is not a citizen of the United States;
- 15 (c) Is not a resident of the county;
- 16 (d) Has insufficient knowledge of the English language;
- 17 (e) Has been previously convicted of a felony and has not been pardoned or
18 received a restoration of civil rights by the Governor or other authorized
19 person of the jurisdiction in which the person was convicted;
- 20 (f) Is presently under indictment;
- 21 (g) Has served on a jury within the time limitations set out under KRS 29A.130;
22 or
- 23 (h) Is seventy (70) years of age or older and has requested in a space provided on
24 the juror qualification form, ***which shall be prominently displayed***
25 ***immediately following entries on the form for name, address, and date of***
26 ***birth,*** that he or she be excused from service for the period summoned ***or***
27 ***permanently excused from jury service. Prospective jurors seventy (70)***

1 years of age or older who elect to be excused from service shall not be
2 required to complete any information on the juror qualification form other
3 than name, address, date of birth, and the election to be excused from
4 service.

5 (3) (a) The Chief Circuit Judge may grant a permanent exemption based upon:

6 1. An individual's request; and

7 2. A finding by the Chief Circuit Judge of a permanent medical condition
8 rendering the individual incapable of serving.

9 (b) The judge granting the permanent exemption shall notify the requesting
10 person and the Administrative Office of the Courts. Upon receiving
11 notification of a permanent exemption the Administrative Office of the Courts
12 shall remove the person's name from the master list.

13 (4) There shall be no waiver of these disqualifications, except that pursuant to the
14 Federal Americans With Disabilities Act of 1990, an individual with a disability
15 shall not be disqualified solely by reason of the disability. For the purposes of this
16 section, "individual with a disability" means a person with a physical or mental
17 impairment that substantially limits one (1) or more of the major life activities of
18 the individual, a record of the impairment, or being regarded as having the
19 impairment.

20 ➔Section 2. KRS 29A.090 is amended to read as follows:

21 There shall be no automatic exemptions from jury service, with the exception of
22 prospective jurors seventy (70) years of age or older who have submitted a juror
23 qualification form indicating an election to:

24 (1) Be excused from service for the period of time summoned; or

25 (2) Be automatically exempted from jury service on a permanent basis.