

SENATE BILL 34

D1
SB 97/23 – JPR

(PRE-FILED)

4lr1422

By: **Senator Carter**

Requested: November 1, 2023

Introduced and read first time: January 10, 2024

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Courts – Jury Service – Disqualification**

3 FOR the purpose of altering the circumstances under which an individual who has been
4 convicted of a crime is not qualified for jury service; and generally relating to jury
5 service.

6 BY repealing and reenacting, with amendments,
7 Article – Courts and Judicial Proceedings
8 Section 8–103
9 Annotated Code of Maryland
10 (2020 Replacement Volume and 2023 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
12 That the Laws of Maryland read as follows:

13 **Article – Courts and Judicial Proceedings**

14 8–103.

15 (a) Notwithstanding § 8–102 of this subtitle, an individual qualifies for jury
16 service for a county only if the individual:

17 (1) Is an adult as of the day selected as a prospective juror;

18 (2) Is a citizen of the United States; and

19 (3) Resides in the county as of the day sworn as a juror.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) Notwithstanding subsection (a) of this section and subject to the federal
2 Americans with Disabilities Act, an individual is not qualified for jury service if the
3 individual:

4 (1) Cannot comprehend spoken English or speak English;

5 (2) Cannot comprehend written English, read English, or write English
6 proficiently enough to complete a juror qualification form satisfactorily;

7 (3) Has a disability that, as documented by a health care provider's
8 certification, prevents the individual from providing satisfactory jury service;

9 (4) Has been convicted, in a federal or State court of record, of [a]:

10 (I) A crime punishable by imprisonment exceeding 1 year and
11 [received a sentence of imprisonment for more than 1 year] **IS CURRENTLY SERVING THE**
12 **SENTENCE IMPOSED FOR THE CONVICTION, INCLUDING A TERM OF PAROLE OR**
13 **PROBATION; or**

14 (II) **A CRIME INVOLVING OR RELATING TO:**

15 1. **PERJURY;**

16 2. **WITNESS INTIMIDATION;**

17 3. **JURY INTIMIDATION; OR**

18 4. **A CRIME UNDER TITLE 8 OF THE CRIMINAL LAW**
19 **ARTICLE; OR**

20 (5) Has a charge pending, in a federal or State court of record, for a crime
21 punishable by imprisonment exceeding 1 year.

22 [(c) An individual qualifies for jury service notwithstanding a disqualifying
23 conviction under subsection (b)(4) of this section if the individual is pardoned.]

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2024.