

1 SENATE BILL NO. 121

2 INTRODUCED BY D. WANZENRIED

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4 A BILL FOR AN ACT ENTITLED: "AN ACT LIMITING THE NUMBER OF CONSECUTIVE TERMS FOR WHICH
5 A PERSON MAY BE SELECTED AS A REGULAR JUROR; AND AMENDING SECTIONS 3-15-402 AND
6 3-15-411, MCA."

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8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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10 **Section 1.** Section 3-15-402, MCA, is amended to read:

11 **"3-15-402. Selection of qualified persons.** ~~The~~ Subject to 3-15-411(4), the secretary of state shall
12 select from the most recent list of all registered electors and make a list of the names of all persons qualified to
13 serve as trial jurors, as prescribed in part 3 of this chapter. The secretary of state shall then combine the resulting
14 list with the list submitted to the secretary of state under 61-5-127, ensuring that a person's name does not appear
15 on the combined list more than once. Each name appearing on the combined list must be assigned a number
16 that must be placed opposite the name on the combined list and must be considered the number of the juror
17 opposite whose name it appears. A person's name may not appear on a combined list for more than one court
18 during a 1-year term."

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20 **Section 2.** Section 3-15-411, MCA, is amended to read:

21 **"3-15-411. Term of service of jurors -- limit on consecutive terms.** (1) The persons whose names
22 are ~~so~~ returned are known as regular jurors and must serve for 1 year and until other persons are selected and
23 returned unless they are excused by the court or a judge pursuant to 3-15-501.

24 (2) If jurors are drawn before the selection and return of the new jury list as provided in this part and
25 ~~thereafter~~ after the jurors are drawn a new jury list is returned, they shall continue to serve as jurors, if the
26 business of the court requires the attendance of a jury, for a period not exceeding 90 days.

27 (3) Notwithstanding ~~such~~ the limitation of service in subsection (2), a jury composed of ~~such~~ jurors duly
28 impaneled to try any cause shall continue to serve in ~~such~~ the cause until discharged by the court from any further
29 consideration of ~~such~~ the cause. The fact that a new jury list has been returned ~~shall~~ does not affect their status
30 as jurors.

