

WEST VIRGINIA LEGISLATURE

2016 REGULAR SESSION

ENROLLED

House Bill 4740

(BY DELEGATES WELD, HANSHAW, MCCUSKEY,
FLEISCHAUER, KESSINGER, SOBONYA, SUMMERS,
ZATEZALO AND J. NELSON)

[Passed on March 12, 2016; in effect ninety days from passage.]

1 AN ACT to amend and reenact §52-1-11 of the Code of West Virginia, 1931, as amended, relating
2 to excuses from jury service; and permitting that current members of the National Guard
3 or reserves may be excused from jury duty.

Be it enacted by the Legislature of West Virginia:

1 That §52-1-11 of the Code of West Virginia, 1931, as amended, be amended and
2 reenacted, to read as follows:

ARTICLE 1. PETIT JURIES.

§52-1-11. Excuses from jury service.

1 (a) The court, upon request of a prospective juror or on its own initiative, shall determine
2 on the basis of information provided on the juror qualification form or interview with the prospective
3 juror or other competent evidence whether the prospective juror should be excused from jury
4 service. The clerk shall enter this determination in the space provided on the juror qualification
5 form.

6 (b) A person who is not disqualified for jury service under section eight of this article may
7 be excused from jury service by the court upon a showing of undue hardship, extreme
8 inconvenience, or public necessity, for a period the court deems necessary, at the conclusion of
9 which the person shall reappear for jury service in accordance with the court's direction.

10 (c) A person who is not disqualified for jury service under section eight of this article may
11 be excused from jury service by the court if the person is a current member of the National Guard
12 or reserves.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

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Chairman, House Committee

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Chairman, Senate Committee

Originating in the House.

In effect ninety days from passage.

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Clerk of the House of Delegates

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Clerk of the Senate

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Speaker of the House of Delegates

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President of the Senate

The within this the.....
day of, 2016.

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Governor