

ARKANSAS SENATE
84th General Assembly - Regular Session, 2003
Amendment Form

Subtitle of Senate Bill No. 187

"TO AMEND THE ARKANSAS CODE TO PROVIDE FOR THE SELECTION OF JURORS
FROM A COMPILED LIST OF REGISTERED VOTERS, PERSONS LICENSED TO
OPERATE MOTOR VEHICLES AND PERSONS ISSUED IDENTIFICATION CARDS BY
THE DEPARTMENT. "

Amendment No. 1 to Senate Bill No. 187.

Amend Senate Bill No. 187 as originally introduced:

Page 1, delete lines 9 through 14 and substitute:
"AN ACT TO EXPAND THE LIST OF PROSPECTIVE JURORS TO INCLUDE LICENSED DRIVERS
BEGINNING JANUARY 1, 2005; AND FOR OTHER PURPOSES."

Page 1, delete lines 18 through 23 and substitute:
"AN ACT TO EXPAND THE LIST OF PROSPECTIVE JURORS TO INCLUDE LICENSED DRIVERS
BEGINNING JANUARY 1, 2005."

Delete everything after the enacting clause and substitute:
SECTION 1. (a) Beginning January 1, 2005, the pool of names from
which prospective jurors are chosen may be expanded from the list of
registered voters under Arkansas Code § 16-32-103, to include, in addition,
the list of licensed drivers and persons issued an identification card under
Arkansas Code § 27-16-805.

(b) All prospective jurors shall:
(1) Be a citizen of the United States;
(2) Be eighteen (18) years of age or older;
(3) Be a resident of the applicable county; and
(4) Not have plead guilty or nolo contendere, or been found
guilty of any felony offense.

SECTION 2. (a) In order to allow for the use of the enhanced
prospective juror pool, the Secretary of State shall compile and make
available, no later than November 1st of each year, an enhanced list, as
provided for in subsection (b) of this section, for any circuit clerk
requesting an enhanced list for their county, in automated or non-automated
form.

(b)(1) The Secretary of State shall receive from the Department of
Finance and Administration, no later than October 1 of each year, a list of



all licensed drivers and persons issued identification cards under Arkansas Code § 27-16-805 who are citizens of the United States and eighteen (18) years of age or older.

(2) The Secretary of State shall merge this list with the current list of all registered voters for each county and shall delete any duplicate entries.

(3) The merged list shall be provided to the Arkansas Crime Information Center which shall delete the names of persons on the merged list who have been plead guilty or nolo contendere, or been found guilty of any felony offense.

SECTION 3. (a) The administrative circuit judge for each county, shall determine whether the list of registered voters or the enhanced list shall be utilized in the selection of prospective jurors for the county based upon a consideration of whether the use of registered voters creates a sufficient pool for the selection of jurors to offer an adequate cross section of the community.

(b) If the judge determines that the list of registered voters shall be used, no action other than that under Arkansas Code § 16-32-103 shall be required.

(c) If the judge determines that the enhanced voter list, as described in section (2)(b) of this act, should be used, the judge shall inform the circuit clerk, on or before October 1, who shall notify the Secretary of State that the enhanced list will be requested for the county and shall be used as the master list from which prospective jurors shall be chosen for the selection process under Arkansas Code § 16-32-103.

SECTION 5. This act shall not affect the list of disqualifications from jury service found in Arkansas Code § 16-31-102.

SECTION 6. Arkansas Code § 16-31-101 is amended to read as follows: Every registered voter or, in counties where an enhanced prospective jury list is utilized, every registered voter, licensed driver, or person issued an identification card under § 27-16-805, who is a citizen of the United States and a resident of the State of Arkansas and of the county in which he or she may be summoned for jury service is legally qualified to act as a grand or petit juror if not otherwise disqualified under the express provisions of this act.

The Amendment was read the first time, rules suspended and read the second time and _____
By: Senator Higginbothom
PBB/APK - 030620031554
ONE253 _____
Secretary