## HB209 ENGROSSED



- 1 HB209
- 2 XD8MHEZ-2
- 3 By Representatives DuBose, Rafferty, Hulsey, Shaver, Shirey,
- 4 Wilcox, Wood (D), Lands, Fidler
- 5 RFD: Judiciary
- 6 First Read: 06-Feb-25

## HB209 Engrossed



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5	A BILL
6	TO BE ENTITLED
7	AN ACT
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9	Relating to juries; to amend Section 12-16-63, Code of
10	Alabama 1975; to provide an exemption from jury service for
11	nursing mothers.
12	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
13	Section 1. This act shall known and may be cited as
14	Parker's Law.
15	Section 2. Section 12-16-63, Code of Alabama 1975, is
16	amended to read as follows:
17	<b>"</b> §12-16-63
18	(a) The court, upon Upon the request of a prospective
19	juror pursuant to this section, the court shall determine, on
20	the basis of information provided during an interview with the
21	prospective juror or based on other competent evidence,
22	whether the prospective juror should be excused from jury
23	service.
24	(b) A person An individual who is not disqualified for
25	jury service may apply to be excused from jury service by the
26	court only upon a showing of undue one of the following:
27	(1) That serving on a jury would result in undue or
28	extreme physical or financial hardship, a.

## HB209 Engrossed



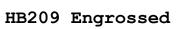
- 29 <u>(2) The prospective juror has a mental or physical</u>
  30 condition that incapacitates the person, or him or her.
- 31 (3) The prospective juror is a nursing mother at the 32 time she receives a summons.

- (4) The prospective juror should be excused for reasons of public necessity, for a period of up to 24 months, at the conclusion of which the person may be directed to reappear for jury service in accordance with the court's direction.
- (c) (1) A person An individual asking to be excused based on undue or extreme physical or financial hardship shall take all actions necessary to have obtained a ruling on that request by no later than the date on which the individual is scheduled to appear for jury duty. Documentation of such hardship shall be provided to the court upon request. Upon the request of the court, the individual seeking to be excused must provide documentation of the hardship.
- (2) For purposes of this <u>article</u> <u>section</u>, undue or extreme physical or financial hardship is limited to any of the following circumstances in which an individual would:
- a. Be required to abandon—a person\_an individual under his or her personal care or supervision due to the impossibility of obtaining an appropriate substitute caregiver during the period of participation in the jury pool or on the jury.
- b. Incur costs that would have a substantial adverse impact on the payment of the individual's necessary daily living expenses or on those for whom he or she provides the principal means of support.

## HB209 Engrossed



- 57 c. Suffer physical hardship that would result in 58 illness or disease.
- (3) Undue or extreme physical or financial hardship does not exist solely based on the fact that a prospective juror will be required to be absent from his or her place of employment.
- 63 (d) An individual asking to be excused under
  64 subdivision (b)(3) shall provide to the court: (i) a written
  65 statement that she is a nursing mother; and (ii) a certificate
  66 of birth or other government document or medical record
  67 certifying the birth of the child she is nursing.
- 68 (e) (1) A prospective juror excused pursuant to this
  69 section shall be exempt from jury service for a period of 24
  70 months.
- 71 (2) At the conclusion of the 24-month period, the
  72 individual may be directed to reappear for jury service at the
  73 court's direction.
- 74 <u>(f) (c)</u> The excusal of <u>a person</u> an individual from jury
  75 service pursuant to <u>subsection (b) shall</u> this section may not
  76 affect the person's his or her right to one automatic
  77 postponement under Section 12-16-63.1."
- 78 Section 3. This act shall become effective on October 79 1, 2025.





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81
82 House of Representatives

83 Read for the first time and referred .........

83	Read for the first time and referred06-Feb-25
84	to the House of Representatives
85	committee on Judiciary
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87	Read for the second time and placed20-Feb-25
88	on the calendar:
89	1 amendment
90	
91	Read for the third time and passed04-Mar-25
92	as amended
93	Yeas 103
94	Nays 0
95	Abstains 0
96	
97	
98	John Treadwell
99	Clerk
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