

SB76 ENROLLED



1 SB76
2 PSSX3RR-2
3 By Senators Weaver, Chambliss
4 RFD: Judiciary
5 First Read: 04-Feb-25



SB76 Enrolled

1 Enrolled, An Act,

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3
4 Relating to juries; to amend Section 12-16-63, Code of
5 Alabama 1975; to provide an exemption from jury service for
6 nursing mothers.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. This act shall be known and may be cited as
9 Parker's Law.

10 Section 2. Section 12-16-63, Code of Alabama 1975, is
11 amended to read as follows:

12 "~~§~~12-16-63

13 (a) ~~The court, upon~~ Upon the request of a prospective
14 juror pursuant to this section, the court shall determine, on
15 the basis of information provided during an interview with the
16 prospective juror or based on other competent evidence,
17 whether the prospective juror should be excused from jury
18 service.

19 (b) ~~A person~~ An individual who is not disqualified for
20 jury service may apply to be excused from jury service by the
21 court only upon a showing of ~~undue~~ one of the following:

22 (1) That serving on a jury would result in undue or
23 extreme physical or financial hardship, ~~a.~~

24 (2) The prospective juror has a mental or physical
25 condition that incapacitates ~~the person, or~~ him or her.

26 (3) The prospective juror is a nursing mother at the
27 time she receives a summons.

28 (4) The prospective juror should be excused for reasons



SB76 Enrolled

29 ~~of public necessity, for a period of up to 24 months, at the~~
30 ~~conclusion of which the person may be directed to reappear for~~
31 ~~jury service in accordance with the court's direction.~~

32 (c) (1) ~~A person~~ An individual asking to be excused
33 based on undue or extreme physical or financial hardship shall
34 take all actions necessary to have obtained a ruling on that
35 request by no later than the date on which the individual is
36 scheduled to appear for jury duty. ~~Documentation of such~~
37 ~~hardship shall be provided to the court upon request.~~ Upon the
38 request of the court, the individual seeking to be excused
39 must provide documentation of the hardship.

40 (2) For purposes of this ~~article~~ section, undue or
41 extreme physical or financial hardship is limited to any of
42 the following circumstances in which an individual would:

43 a. Be required to abandon ~~a person~~ an individual under
44 his or her personal care or supervision due to the
45 impossibility of obtaining an appropriate substitute caregiver
46 during the period of participation in the jury pool or on the
47 jury.

48 b. Incur costs that would have a substantial adverse
49 impact on the payment of the individual's necessary daily
50 living expenses or on those for whom he or she provides the
51 principal means of support.

52 c. Suffer physical hardship that would result in
53 illness or disease.

54 (3) Undue or extreme physical or financial hardship
55 does not exist solely based on the fact that a prospective
56 juror will be required to be absent from his or her place of



SB76 Enrolled

employment.

(d) An individual asking to be excused under subdivision (b) (3) shall provide to the court: (i) a written statement that she is a nursing mother; and (ii) a certificate of birth or other government document or medical record certifying the birth of the child she is nursing.

(e) (1) A prospective juror excused pursuant to this section shall be exempt from jury service for a period of 24 months.

(2) At the conclusion of the 24-month period, the individual may be directed to reappear for jury service at the court's direction.

(f) ~~(c)~~ The excusal of ~~a person~~ an individual from jury service pursuant to ~~subsection (b)~~ shall this section may not affect ~~the person's~~ his or her right to one automatic postponement under Section 12-16-63.1."

Section 3. This act shall become effective on October 1, 2025.



SB76 Enrolled

President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB76

Senate 18-Feb-25

I hereby certify that the within Act originated in and passed
the Senate, as amended.

Patrick Harris,
Secretary.

House of Representatives

Amended and passed: 07-May-25

Senate concurred in House amendment 14-May-25

By: Senator Weaver