

As Reported by the House Civil and Commercial Law Committee

124th General Assembly

Regular Session

2001-2002

H. B. No. 530

REPRESENTATIVES Peterson, Willamowski, Seitz, Manning, Sulzer

A BILL

To amend sections 2313.13 and 2313.24 of the Revised Code to modify the small county exception to the drawing, summoning, and service of jurors for a term or part of a term of a court of common pleas.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 2313.13 and 2313.24 of the Revised Code be amended to read as follows:

Sec. 2313.13. ~~(A) The court of common pleas may postpone the whole or a part of the time of service of a juror, after notice for service, to a later date during the same term or part of a term or to a subsequent term or part of a term of the same jury year or may excuse a juror, after notice for service, from service at that term for not more than three days at a time, where the exigencies of his business require his temporary excuse. The court of a county or the judge of the court of common pleas of a county may also discharge, for the term of a court or for part of a term of a court, or excuse until a day certain, one or more jurors so notified summoned for jury duty whose attendance is not required for the trial of issues at that term or part of a term, or until that day. Each.~~

(B)(1) The court of common pleas of a county or a judge of

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the court of common pleas of a county may postpone the whole or a part of a juror's time of service on jury duty, after summoning the juror for jury duty, to either of the following:

(a) To a later date during the same term of court or part of a term of court;

(b) To a subsequent term of court or part of a term of court of the same jury year.

(2) Each juror ~~so excused~~ or whose time of service on jury duty is postponed until a ~~day certain~~ specified date may be required to attend ~~at~~ the opening of court on that day, and ~~thereafter~~ and on each day after that day until the juror is discharged, without ~~further notice~~ additional summons from the court.

(C) The court of common pleas of a county, or a judge of the court of common pleas of a county, may excuse until a specified date one or more jurors summoned for jury duty whose attendance is not required for the trial of issues until that day. Each juror excused until a specified date may be required to attend the opening of court on that day and on each day after that day until the juror is discharged, without additional summons from the court.

(D) The court of common pleas of a county or a judge of the court of common pleas of a county may excuse a juror, after summoning the juror for jury duty, from service on jury duty at that term of court for not more than three days at a time, if the exigencies of the juror's business require the juror's temporary excuse.

Sec. 2313.24. (A) The court of common pleas of a county, or a judge thereof of the court of common pleas of a county, shall specify by written order the number of jurors to be drawn for each

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term of that court, or part of a term, of that court when the term 51
 is divided into parts, to comply with sections 2313.01 to 2313.46 52
 of the Revised Code. ~~A proportionate~~ 53

~~(B) A portion of the number of jurors ordered for a term or 54
 part of a term to be drawn pursuant to division (A) of this 55
 section shall be first drawn and shall be summoned to be present 56
 for duty during the first three consecutive calendar weeks of the 57
 term or part of a term, and the. The same number of jurors shall 58
 next be drawn and shall be summoned to be present for duty during 59
 the next three consecutive calendar weeks, and in like manner 60
 jurors. Jurors shall be drawn and summoned for each succeeding 61
 three weeks of the term of court. This section as to the division 62
 of terms and as to the service of jurors for three weeks 63~~

~~(C) Divisions (A) and (B) of this section shall not apply to 64
 counties with a population of less than one two hundred fifty 65
 thousand population in which cases the. If divisions (A) and (B) 66
 of this section do not apply to a county, the court of common 67
 pleas of that county or a judge of the court of common pleas of 68
 that county shall make rules in his own that apply to that county 69
 applicable to such matters for the drawing and summons of jurors. 70~~

~~(D) The commissioners of jurors may send by mail or otherwise 71
 to a juror whose name is drawn, a printed notice, informing him 72
 the juror that he the juror has been drawn for jury duty and will 73
 be notified summoned by the sheriff, and such. The notice may 74
 contain copies of such the portions of sections 2313.01 to 2313.46 75
 of the Revised Code, as that the commissioners deem consider 76
 advisable. 77~~

Section 2. That existing sections 2313.13 and 2313.24 of the 78
 Revised Code are hereby repealed. 79