

STATE OF NEW YORK

10687

IN ASSEMBLY

July 1, 2020

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Glick, Schimminger, Galef, Cymbrowitz, Otis, Jaffee, McDonald, Barron, Quart, De La Rosa, Lentol, Reyes, Mosley, Zebrowski, Cruz, Dickens, Gunther, Griffin, Taylor, Ortiz, Lupardo, Rozic, Lifton, D. Rosenthal, Englebright, Bronson, Cahill, O'Donnell) -- read once and referred to the Committee on Judiciary

AN ACT to amend the judiciary law, in relation to permitting elderly individuals to be excused from jury service; and providing for the repeal of such provisions upon expiration thereof

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision (a) of section 517 of the judiciary law, is
2 amended by adding a new paragraph 3 to read as follows:

3 (3) An application for excusal from the whole of the time of jury
4 service shall be granted hereunder upon the request of any person who is
5 seventy years of age or over made to the commissioner of jurors, without
6 any need to show mental or physical incapacity, undue hardship or
7 extreme inconvenience to the applicant.

8 § 2. Subdivision (c) of section 517 of the judiciary law, as amended
9 by chapter 86 of the laws of 1995, is amended to read as follows:

10 (c) [~~In~~] Except as provided in paragraph three of subdivision (a) of
11 this section, in determining whether an application for excusal should
12 be granted, the commissioner or the court shall consider whether the
13 applicant has a mental or physical condition that causes him or her to
14 be incapable of performing jury service or there is any other fact indi-
15 cates that attendance for jury service in accordance with the summons
16 would cause undue hardship or extreme inconvenience to the applicant, a
17 person under his or her care or supervision, or the public. Except as
18 provided in paragraph two of subdivision (a) of this section, in deter-
19 mining whether an application for postponement should be granted, the
20 commissioner or the court shall be guided by standards promulgated by
21 the chief administrator of the courts.

22 § 3. This act shall take effect immediately and shall expire and be
23 deemed repealed 2 years after such date.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[~~-~~] is old law to be omitted.

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