

SESSION OF 2012

**CONFERENCE COMMITTEE REPORT BRIEF  
SENATE BILL NO. 367**

As Agreed to March 29, 2012

**Brief\***

SB 367 would allow jury commissioners, on or after July 1, 2013, to request and use lists of Kansas income tax filers who reside in the county for the purposes of preparation and revision of jury lists. Any commissioner using such records would be subject to statutory confidentiality provisions. The Secretary of Revenue would be authorized to disclose the name, last known address, and residency status of income tax filers to jury commissioners for this purpose.

The bill would require commissioners, on and after July 1, 2012, to submit to the Secretary of State any information they receive from a prospective juror that disqualifies or potentially disqualifies the prospective juror from jury service pursuant to KSA 43-156(b). The bill would require the Secretary of State to use such information to maintain voter registrations and for any other lawful purpose. KSA 43-156 would be amended to require the court to ask prospective jurors questions to verify the prospective juror meets the requirements of KSA 43-156(b).

Finally, the bill would amend KSA 43-158 to provide that a breastfeeding mother shall be excused from jury service if such mother requests to be excused. A pregnant woman shall be excused from jury service if she requests to be excused, and her jury service shall be postponed.

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\*Conference committee report briefs are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree. Conference committee report briefs may be accessed on the Internet at <http://www.kslegislature.org/kldr>

(Note: the bill appears to make additional changes. However, these amendments are actually current law and are included in this bill for the purpose of reconciling different versions of the statute.)

### **Conference Committee Action**

The Conference Committee agreed to the House version of the bill with an amendment to clarify that a pregnant woman's jury service shall be postponed if she is excused.

### **Background**

SB 367 was introduced by the Senate Judiciary Committee at the request of the Kansas Judicial Branch. In the Senate Judiciary Committee, a representative of the Kansas Association of District Court Clerks and Administrators testified in support of the bill. The Committee recommended the bill be passed.

In the House Judiciary Committee, the same conferee appeared in support of the bill. The House Committee amended the bill to add the provisions regarding reporting to the Secretary of State and jury service by breastfeeding mothers and pregnant women.

The fiscal note on the bill, as introduced, indicates it would cause administrative expenses to the Department of Revenue of approximately \$16,800 from the State General Fund for 560 hours of programming and testing. Any fiscal effect associated with the bill is not reflected in *The FY 2013 Governor's Budget Report*.

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Jury pools; income tax information disclosure; juror qualifications;excuse from jury service.