

JAN 22 2021

A BILL FOR AN ACT

RELATING TO EXEMPTIONS FROM JURY DUTY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that due to the critical
2 roles that physicians, members of the armed forces, police,
3 firefighters, and emergency medical service members play in
4 ensuring the safety of the public welfare in emergency
5 situations, those individuals are currently exempt from jury
6 duty pursuant to section 612-6, Hawaii Revised Statutes. The
7 legislature also finds that, pursuant to chapter 127A, Hawaii
8 Revised Statutes, the Hawaii emergency management agency and
9 county emergency management agencies serve essential, critical,
10 and unique roles and functions to provide emergency management
11 for the State. The legislature therefore finds that it is
12 important that active members of those agencies face no
13 hindrances in serving in their roles. However, under existing
14 law, active members of emergency management agencies are not
15 exempt from jury duty.

16 The purpose of this Act is to facilitate the implementation
17 of the policy and purpose of chapter 127A, Hawaii Revised



1 Statutes, by exempting active members of the Hawaii emergency
2 management agency and county emergency management agencies from
3 jury duty.

4 SECTION 2. Section 612-6, Hawaii Revised Statutes, is
5 amended to read as follows:

6 **"§612-6 Exempt when.** (a) A person may claim exemption
7 from service as a juror if the person is:

8 (1) An elected official while the legislature is in
9 session, or a judge of the United States, State, or
10 county;

11 (2) An actively practicing physician or dentist;

12 (3) A member of the armed forces or militia when on active
13 service and deployed out-of-state;

14 (4) An active member of a police or fire department;

15 (5) A person who has served as a juror, either in a court
16 of this State or the United States District Court for
17 the District of Hawaii, within one year preceding the
18 time of filling out the juror qualification form;

19 (6) An active member of an emergency medical services
20 agency;



(7) A person living more than seventy miles from the court
for which jury service is required;

(8) A person eighty years of age or older; ~~[or]~~

(9) A woman who is breastfeeding a child or expressing
breast milk for a period of two years from the birth
of the child~~[-]~~;

(10) An active member of the Hawaii emergency management
agency; or

(11) An active member of a county emergency management
agency established pursuant to section 127A-5.

(b) For purposes of this section, "emergency medical
services agency" means any government agency, private agency, or
company that provides ambulance services, emergency medical
services, or disaster medical services."

SECTION 3. Statutory material to be repealed is bracketed
and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect on July 1, 2021.

INTRODUCED BY: _____



S.B. NO. 460

Report Title:

Jury Duty; Exemptions; Emergency Management

Description:

Exempts active members of the Hawaii emergency management agency and county emergency management agencies from jury duty.

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