

No. 12

AN ACT

HB 110

Amending the act of May 17, 1939 (P.L.157, No.81), entitled, as amended, "An act regulating the selection, drawing, and summoning of all jurors and talesmen, in counties of the second A and third class, and defining their qualifications in such counties; creating a jury board and defining its powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, regulating the procedure if array is quashed; providing for the drawing of names of jurors from wheels heretofore filled; and repealing inconsistent acts," changing certain age requirements and repealing inconsistent provisions.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 2, act of May 17, 1939 (P.L.157, No.81), entitled, as amended, "An act regulating the selection, drawing, and summoning of all jurors and talesmen, in counties of the second A and third class, and defining their qualifications in such counties; creating a jury board and defining its powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, regulating the procedure if array is quashed; providing for the drawing of names of jurors from wheels heretofore filled; and repealing inconsistent acts," is amended to read:

Section 2. Qualifications of Jurors.—Only [**adult**] citizens of the United States *eighteen years of age and older*, residents of the county and able to understand the English language, shall be eligible as jurors. Persons under indictment, whether for felonies or misdemeanors, and persons who have been convicted of felonies are ineligible for jury service. Attorneys at law and physicians in active practice shall not be listed for jury service. If the name of any person who is ineligible for jury service is placed on the jury list the name of such person may be stricken off by the court of common pleas, [**oyer and terminer or quarter sessions,**] on motion made and proof offered of such ineligibility. This power may be exercised at any time before any such juror is called and sworn as a member of any jury.

Section 2. Section 2, act of April 16, 1925 (P.L.244, No.158), entitled "An act applying to third class counties only, and regulating the selection, drawing, and summoning of all jurors and talesmen, and defining their qualifications in such counties; creating a jury board and defining its

powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, and regulating the procedure if array is quashed; repealing all acts or parts of acts inconsistent therewith," is repealed in so far as it is inconsistent herewith.

Section 3. This act shall take effect immediately.

APPROVED—The 11th day of May, A. D. 1973.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 12.

A handwritten signature in black ink, reading "C. McLaughlin Tucker". The signature is written in a cursive, flowing style.

Secretary of the Commonwealth.