

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

H

3

HOUSE BILL 943
Committee Substitute Favorable 4/10/07
Senate Judiciary II (Criminal) Committee Substitute Adopted 7/25/07

Short Title: Updating of Jury List.

(Public)

Sponsors:

Referred to:

March 21, 2007

A BILL TO BE ENTITLED

1 AN ACT TO REQUIRE THE STATE REGISTRAR TO ASSIST COUNTY JURY
2 COMMISSIONS IN UPDATING THEIR LISTS OF PROSPECTIVE JURORS BY
3 PROVIDING A LIST OF RESIDENTS OF EACH COUNTY WHO HAVE DIED
4 RECENTLY; TO REQUIRE THE STATE REGISTRAR TO PROVIDE THE
5 COMMISSIONER OF MOTOR VEHICLES WITH A LIST OF RESIDENTS OF
6 THE STATE WHO HAVE DIED RECENTLY; AND TO EXCLUDE FROM THE
7 LISTS PROVIDED BY THE COMMISSIONER OF MOTOR VEHICLES TO
8 COUNTY JURY COMMISSIONS THE NAMES OF PERSONS WHOSE
9 DRIVERS LICENSES HAVE BEEN EXPIRED FOR AT LEAST EIGHT YEARS
10 AND WHO HAVE BEEN INACTIVE VOTERS FOR AT LEAST EIGHT YEARS.

11 The General Assembly of North Carolina enacts:

12 **SECTION 1.** G.S. 9-2(b) reads as rewritten:

13 "(b) In preparing the list, the jury commission shall use the list of registered voters
14 and persons with drivers license records supplied to the county by the Commissioner of
15 Motor Vehicles pursuant to G.S. 20-43.4. The commission shall remove from the list
16 the names of those residents of the county who are recently deceased, which shall be
17 supplied to the commission by the State Registrar under G.S. 130A-121(a). The
18 commission may use fewer than all the names from the list if it uses a random method
19 of selection. The commission may use other sources of names deemed by it to be
20 reliable."
21

22 **SECTION 2.** Article 4 of Chapter 130A of the General Statutes is amended
23 by adding a new section to read:

24 **"§ 130A-121. List of deceased residents for county jury commission and**
25 **Commissioner of Motor Vehicles.**

26 (a) The State Registrar shall provide to each county's jury commission an
27 alphabetical list of all residents of that county who have died in the two years prior to
28 July 1 of each odd-numbered year, unless an annual jury list is being prepared under

1 G.S. 9-2(a), in which case the list shall be of all residents of the county who have died
2 in the year prior to July 1 of each year. The list shall include the name and address of
3 each deceased resident and may be in either printed or computerized form, as requested
4 by the jury commission.

5 (b) The State Registrar shall provide to the Commissioner of Motor Vehicles an
6 alphabetical list of all residents of the State who have died in the two years prior to July
7 1 of each odd-numbered year, unless an annual jury list is being prepared under
8 G.S. 9-2(a), in which case the list shall be of all residents of the State who have died in
9 the year prior to July 1 of each year. The list shall include the name and address of each
10 deceased resident and may be in either printed or computerized form, as requested by
11 the Commissioner of Motor Vehicles."

12 **SECTION 3.** G.S. 20-43.4 reads as rewritten:

13 "**§ 20-43.4. Current list of licensed drivers to be provided to jury commissions.**

14 The Commissioner of Motor Vehicles shall provide to each county jury commission
15 an alphabetical list of all persons that the Commissioner has determined are residents of
16 the county, who will be 18 years of age or older as of the first day of January of the
17 following year, and licensed to drive a motor vehicle as of July 1 of each odd-numbered
18 year, provided that if an annual jury list is being prepared under G.S. 9-2(a), the list to
19 be provided to the county jury commission shall be updated and provided annually. The
20 list shall include those persons whose license to drive has been suspended, and those
21 former licensees whose license has been ~~annulled~~canceled, except that the list shall not
22 include the name of any formerly licensed driver whose license is expired and has not
23 been renewed for eight years or more. The list shall contain the address and zip code of
24 each driver, plus the driver's date of birth, sex, social security number, and drivers
25 license number, and may be in either printed or computerized form, as requested by
26 each county. Before providing the list to the county jury commission, the Commissioner
27 shall have computer-matched the list with the voter registration list of the State Board of
28 Elections to eliminate duplicates. The Commissioner shall also remove from the list the
29 names of those residents of the county who are recently deceased, which shall be
30 supplied to the Commissioner by the State Registrar under G.S. 130A-121(b). The
31 Commissioner shall include in the list provided to the county jury commission names of
32 registered voters who do not have drivers licenses, and shall indicate the licensed or
33 formerly licensed drivers who are also registered voters, the licensed or formerly
34 licensed drivers who are not registered voters, and the registered voters who are not
35 licensed or formerly licensed drivers. The list so provided shall be used solely for jury
36 selection and election records purposes and no other. Information provided by the
37 Commissioner to county jury commissions and the State Board of Elections under this
38 section shall remain confidential, shall continue to be subject to the disclosure
39 restriction provisions of G.S. 20-43.1, and shall not be a public record for purposes of
40 Chapter 132 of the General Statutes."

41 **SECTION 4.** G.S. 163-82.11(e) reads as rewritten:

42 "(e) Cooperation on List for Jury Commission. – The State Board of Elections
43 shall assist the Division of Motor Vehicles in providing to the county jury commission
44 of each county, as required by G.S. 20-43.4, a list of all registered voters in the county

1 and all persons in the county with drivers license records. The list of registered voters
2 provided by the State Board of Elections shall not include any registered voter who has
3 been inactive for eight years or more."

4 **SECTION 5.** This act becomes effective October 1, 2007.