

HB0049S02 compared with HB0049

{Omitted text} shows text that was in HB0049 but was omitted in HB0049S02

inserted text shows text that was not in HB0049 but was inserted into HB0049S02

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1 **Juror Eligibility Amendments**

. 2025 GENERAL SESSION

. STATE OF UTAH

. **Chief Sponsor: Melissa G. Ballard**

. Senate Sponsor: Derrin R. Owens

2

3 **LONG TITLE**

4 **General Description:**

5 This bill addresses juror eligibility.

6 **Highlighted Provisions:**

7 This bill:

- 11 ▶ addresses juror eligibility of an individual who has been convicted of a felony; and
12 ▶ makes technical and conforming changes.

10 **Money Appropriated in this Bill:**

11 None

12 None

15 **AMENDS:**

16 **78B-1-105**, as renumbered and amended by Laws of Utah 2008, Chapter 3, as renumbered and
amended by Laws of Utah 2008, Chapter 3

17

18 *Be it enacted by the Legislature of the state of Utah:*

19 Section 1. Section **78B-1-105** is amended to read:

HB0049

HB0049 compared with HB0049S02

20 **78B-1-105. Jurors -- Competency to serve -- Individuals not competent to serve as jurors --**
21 **Court to determine disqualification.**

25 (1) [~~A person~~] An individual is competent to serve as a juror if the [~~person~~] individual is:

26 (a) a citizen of the United States;

27 (b) 18 years [~~of age~~] old or older;

28 (c) a resident of the county; and

29 (d) able to read, speak, and understand the English language.

30 [~~(2) A person who has been convicted of a felony which has not been expunged is not competent to~~
31 ~~serve as a juror.~~]

32 (2) An individual who has been convicted of a felony in a state or federal court of the United States is
33 not competent to serve as a juror unless { : } the felony conviction has been expunged or reduced to a
34 misdemeanor.

34 {~~(a) {the felony conviction has been expunged or reduced to a misdemeanor; or}~~ }

35 {~~(b) }~~ }

36 {~~(i) {at least 10 years have passed after the date of the individual's felony conviction or incarceration,~~
37 ~~whichever is later;}~~ }

37 {~~(ii) {the individual is not required, or is no longer required, to register as a sex offender, a kidnap~~
38 ~~offender, or a child abuse offender in accordance with Title 77, Chapter 41, Sex, Kidnap, and Child~~
39 ~~Abuse Offender Registry;}~~ }

40 {~~(iii) {the individual has completed any probation related to the felony conviction;}~~ }

41 {~~(iv) {the individual has completed any term of incarceration related to the felony conviction; and}~~ }

43 {~~(v) {the individual has completed any parole related to the felony conviction.}~~ }

44 (3) The court, on [~~its~~] the court's own initiative or when requested by a prospective juror, shall
45 determine whether the prospective juror is disqualified from jury service.

46 (4) The court shall base [~~its~~] the court's decision on:

47 (a) information provided on the juror qualification form;

48 (b) an interview with the prospective juror; or

49 (c) other competent evidence.

50 [~~(4)~~] (5) The clerk shall enter the court's determination in the records of the court.

39 Section 2. **Effective date.**

This bill takes effect on May 7, 2025.

HB0049 compared with HB0049S02

1-31-25 4:51 PM