HOUSE DOCKET, NO. 2643 FILED ON: 1/21/2011

HOUSE . . . . . No. 2182

The Commonwealth of Massachusetts

PRESENTED BY:

Patricia A. Haddad

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act protecting personal information.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Patricia A. Haddad	*5th Bristol*
Benjamin Swan	*11th Hampden*

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HOUSE . . . . . No. 2182

By Ms. Haddad of Somerset, a petition (accompanied by bill, House, No. 2182) of Patricia A. Haddad and Benjamin Swan relative to protecting personal information on prospective juror lists. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act protecting personal information.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 234A of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by striking out section 10, as so appearing, and inserting in place thereof the following section:-

Section 10. Each city and town shall make a sequentially numbered list of the names, addresses, and dates of birth of all persons who were seventeen years of age or older as of the first day of January of the current year and who resided as of the first day of January of the current year in such city or town. The names of residents shall be listed and numbered, without duplication, in alphabetical order, one name to each number, along with such other information and in such form and format as shall be specified in the regulations of the jury commissioner. Hereinafter in this chapter, such list shall be referred to as the "numbered resident list" and a particular individual on such list shall be referred to as a "numbered resident." The cost of preparing the numbered resident list shall be paid by the city or town. Each year, on or before the date specified in the regulations of the jury commissioner, each city and town shall submit

14 one copy of the numbered resident list to the office of jury commissioner. In no event shall any
15 city or town submit its numbered resident list later than the first day of September of each year,
16 absent the written consent of the jury commissioner. Upon submission of the numbered resident
17 list to the office of jury commissioner, each city and town shall create a copy of such list with the
18 dates of birth of numbered residents redacted, and shall make the redacted numbered resident list
19 available for inspection by members of the general public. Numbered resident lists available for
20 public inspection shall not include the dates of birth of numbered residents.

21 SECTION 2. Said chapter 234A is hereby further amended by striking out section 15, as
22 so appearing, and inserting in place thereof the following section:-¬

23 Section 15. The office of jury commissioner shall prepare the prospective juror list for
24 each city and town as specified in the regulations of the jury commissioner. Each list shall
25 contain the names, addresses, dates of birth, and related information for all randomly selected
26 prospective jurors from the city or town. The list shall be in alphabetical order. The content and
27 format of the prospective juror list shall be specified in the regulations of the jury commissioner.
28 The office of jury commissioner shall deliver two copies of the prospective juror list to each city
29 and town as specified in the regulations of the jury commissioner; provided, however, that such
30 lists shall be redacted to omit dates of birth of prospective jurors. Each city and town shall make
31 this redacted list available for inspection by members of the public. The office of jury
32 commissioner shall make the redacted prospective juror list of any city or town available for
33 inspection by members of the public upon request; provided, however, that such lists shall be
34 available only to insure the integrity of the juror selection process and the accountability of the
35 office of jury commissioner, and that the jury commissioner shall have discretionary authority to
36 refuse to provide such lists for commercial or research purposes.

37 SECTION 3. Said chapter 234A is hereby further amended by striking out section 67, as
38 so appearing, and inserting in place thereof the following section:-¬

39 Section 67. Not later than ten days in advance of scheduled appearances by jurors, the
40 office of jury commissioner shall send or deliver to the appropriate clerks of court a list of the
41 grand and trial jurors expected to appear for service in the respective courts. The list shall
42 contain the name and address of each juror and such other information as the jury commissioner,
43 with the approval of the committee, deems appropriate. Unless the court orders otherwise, the
44 list shall be available upon request for inspection by parties, counsel, their agents and members
45 of the public. The date of birth of each juror shall be available for public inspection only upon
46 order of the court.