

COMMITTEE NOTE: Subsection (a) of this section is new language derived from former CJ § 8-206(b).

Subsection (b) of this section is new language derived from the first sentence of former CJ § 8-206(c), as it related to appearance at an interview, and revised to clarify that a decision that questioning "seems" warranted is a jury commissioner's or jury judge's.

In subsections (a) and (b) of this section, the word "person" is retained to reflect that, notwithstanding that only a natural being may be a juror, a form may be sent inadvertently to another type of person, who should inform the jury commission rather than ignoring the form. As to "person", see Art. 1 § 15 of the Code.

Also in subsections (a) and (b) of this section, the former references to a "clerk" are deleted as unnecessary in light of the newly defined term "jury commissioner".

In subsection (a) of this section, reference to a "jury judge" is added for consistency to subsection (b) of this section. See revised CJ § 8-204.

In subsection (b)(1) of this section, reference to "complet[ing], sign[ing], and acknowledg[ing]" a form is substituted for the former reference to "fill[ing] out another juror qualification form", as there may be no "other" form. Accordingly, in subsection (a) of this section, the former reference to "fill[ing] out a juror qualification form" is deleted as surplusage.

In subsection (b)(2) of this section, references to "exemption" and "postponement" are added for completeness.

As to documentation, see revised CJ § 8-314.

Defined term: "Jury commissioner" § 8-101

8-305. ADDITIONAL QUESTIONING.

WHENEVER A PERSON APPEARS FOR JURY SERVICE, A JURY COMMISSIONER OR JURY JUDGE:

(1) MAY REQUIRE THE PERSON TO COMPLETE, SIGN, AND ACKNOWLEDGE A JUROR QUALIFICATION FORM IN THE PRESENCE OF THE JURY COMMISSIONER; AND

(2) IF, AT THAT TIME, IT SEEMS TO THE JURY COMMISSIONER OR JURY JUDGE TO BE WARRANTED, MAY QUESTION THE PERSON BUT ONLY AS TO RESPONSES TO QUESTIONS IN THE FORM AND GROUNDS FOR DISQUALIFICATION, EXCUSAL, EXEMPTION, OR POSTPONEMENT.

COMMITTEE NOTE: This section is new language derived from the first sentence of former CJ § 8-206(c), as it related to appearance for jury service, and revised to clarify that a decision that questioning "seems" warranted is a jury commissioner's or jury judge's. As to a jury judge, see revised CJ § 8-204.