

HOUSE No. 02182

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 passage of the accompanying bill:

An Act protecting personal information.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Patricia A. Haddad

5th Bristol

Benjamin Swan

11th Hampden

HOUSE No. 02182

By Ms. Haddad of Somerset, a petition (accompanied by bill, House, No. 2182) of Swan and Haddad relative to protecting personal information on prospective juror lists Joint Committee on 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:

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

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

12 numbered resident list shall be paid by the city or town. Each year, on or before the date
13 specified in the regulations of the jury commissioner, each city and town shall submit one copy
14 of the numbered resident list to the office of jury commissioner. In no event shall any city or
15 town submit its numbered resident list later than the first day of September of each year, absent
16 the written consent of the jury commissioner. Upon submission of the numbered resident list to
17 the office of jury commissioner, each city and town shall create a copy of such list with the dates
18 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 so
22 appearing, and inserting in place thereof the following section:-

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

35 commissioner, and that the jury commissioner shall have discretionary authority to refuse to
36 provide such lists for commercial or research purposes.

37 SECTION 3. Said chapter 234A is hereby further amended by striking out section 67, as so
38 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 office of
40 jury commissioner shall send or deliver to the appropriate clerks of court a list of the grand and
41 trial jurors expected to appear for service in the respective courts. The list shall contain the name
42 and address of each juror and such other information as the jury commissioner, with the approval
43 of the committee, deems appropriate. Unless the court orders otherwise, the list shall be
44 available upon request for inspection by parties, counsel, their agents and members of the public.
45 The date of birth of each juror shall be available for public inspection only upon order of the
46 court.