

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

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**Legislative Document**

**No. 1323**

H. P. 962

House of Representatives, March 4, 1971

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Kelley of Southport.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-ONE

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**AN ACT to Exempt Members of the Legislature from Jury Service.**

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**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, Members of the Legislature perform vital public services for the benefit of the people of Maine; and

Whereas, the following legislation is vitally necessary so that the performance of such services should not be interrupted; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine, and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine, as follows:

**R. S., T. 14, § 1201, amended.** The first sentence of section 1201 of Title 14 of the Revised Statutes is amended to read as follows:

The following persons are exempt from serving as jurors and their names shall not be placed on the list: The Governor, Councilors, **members of the Legislature**, judges, clerks and deputy clerks of common-law courts, Secretary and Treasurer of State, all officers of the United States, judges and registers of probate, registers of deeds, settled ministers of the Gospel, officers of colleges, school teachers, physicians and surgeons, dentists, nurses, cashiers of incorporated banks, sheriffs and their deputies, counselors and attorneys at law, county commissioners, county treasurers and constables.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

#### STATEMENT OF FACT

The purpose of this legislation is to exempt from serving as jurors members of the Legislature. The exemption would operate whether or not the Legislature was in session since conceivably if a member of the Legislature were required to serve on a jury, a conflict could arise even if the Legislature were out of session and a special session called.