

MAINE STATE LEGISLATURE

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E I G H T Y - N I N T H L E G I S L A T U R E

Legislative Document

No. 937

H. P. 1768

House of Representatives, February 17, 1939.

Referred to Committee on Judiciary and sent up for concurrence. 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Palmetoer of Charlotte by request.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

AN ACT Relating to Jury Commissioners.

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

R. S., c. 120, § 3, amended. Section 3 of chapter 120 of the revised statutes, as amended by chapter 90 of the public laws of 1935, is hereby further amended to read as follows :

‘Sec. 3. Selection of jurors. ~~On receipt of written or verbal notice from the clerk or deputy clerk of courts of their respective counties, designating the number of jurors required and date on which they are to report for duty, said commissioners shall forthwith select, by such method as will give a fair and just distribution according to population, a sufficient number of persons to perform jury service at the prospective term. Such selection shall be made with reasonable allowances for supernumeraries and for unforeseen causes of inability to attend.~~ On receipt of written or verbal notice from the clerk or deputy clerk of courts of their respective counties, designating the number of jurors required and date on which they are to report for duty; said commissioners having first deposited in a jury-box the ticket bearing the name of each juror on said jury list, alternately shall draw from said box in the presence of the clerk of courts for the county, a sufficient number of names of persons to per-

form jury service at the prospective term. Summonses for those so selected shall be prepared by said commissioners and mailed by registered mail, postage prepaid, to each person selected at his regular place of abode. A returned registered receipt shall be sufficient evidence that the person or persons so selected have received the above named summons. Additional jurors may in like manner be drawn and summoned at any time during a term of court by direction of the presiding justice, and they may be summoned to attend at such time as the court may direct. When, by reason of challenge or other cause, a sufficient number of jurors duly drawn and summoned cannot be obtained for the trial of a cause, the court shall cause jurors to be returned from the bystanders, or from the county at large, to complete the panel. Such jurors shall be returned by the sheriff or his deputy, or such other disinterested person as the court appoints. Grand jurors shall be selected in like manner prior to the first term of the superior court to be held for the transaction of criminal business on or after the 1st day of September annually, and grand jurors shall serve at each criminal term during the year. When the number of grand jurors is reduced by death or otherwise, additional grand jurors may be selected and summoned under direction of the court at any time.'