

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**SENATE BILL**

**No. 116** Session of  
2007

INTRODUCED BY COSTA, GREENLEAF, FONTANA, TARTAGLIONE, ORIE,  
KITCHEN, STOUT, EARLL, MUSTO, O'PAKE, C. WILLIAMS,  
WASHINGTON, WOZNIAK, LAVALLE, BROWNE, MELLOW, FERLO AND  
LOGAN, FEBRUARY 9, 2007

REFERRED TO JUDICIARY, FEBRUARY 9, 2007

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, further providing for  
3 selection of prospective jurors.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Section 4521(a) of Title 42 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 4521. Selection of prospective jurors.

9 (a) Preparation of master list of prospective jurors.--

10 (1) At least annually the jury selection commission  
11 shall prepare a master list of prospective jurors[.] that  
12 shall contain the most recent available address for  
13 prospective jurors.

14 (2) The list shall also contain all voter registration  
15 lists for the county, which lists may be incorporated by  
16 reference, or names from such other lists which in the  
17 opinion of the commission will provide a number of names of

1 prospective jurors which is equal to or greater than the  
2 number of names contained in the voter registration list.

3 (3) The commission may, but will not be required to,  
4 supplement the master list of prospective jurors to include,  
5 without being limited to, persons in any of the following  
6 categories:

7 [(1)] (i) Persons listed in telephone, city, municipal  
8 directories and similar directories.

9 [(2)] Persons who pay taxes or are assessed for taxes  
10 imposed by any political subdivisions.

11 [(3)] (ii) Persons in the county participating in any  
12 State, county or local program authorized by law and, to the  
13 extent such names are available, persons participating in any  
14 Federal program authorized by law.

15 [(4)] (iii) Persons who are on school census lists.

16 [(5)] (iv) Any other person whose name does not appear  
17 in the master list of prospective jurors and who meets the  
18 qualifications for jurors set forth in this chapter and who  
19 makes application to the commission to be listed on the  
20 master list of prospective jurors.

21 (v) Persons who appear on the list provided to the  
22 county pursuant to section 4521.1 (relating to Statewide  
23 jury information system) may be used to supplement or  
24 substitute the master jury list.

25 \* \* \*

26 Section 2. Title 42 is amended by adding a section to read:  
27 § 4521.1. Statewide jury information system.

28 (a) General rule.--Notwithstanding any prohibition found in  
29 any other law, regulation or rule to the contrary, the following  
30 departments shall submit to the Court Administrator of

1 Pennsylvania, in a format provided herein, a list of individuals  
2 as designated for that department to be included in a Statewide  
3 jury information system on or before June 30 of each year:

4 (1) The Department of Public Welfare - every individual  
5 resident in this Commonwealth who receives cash assistance or  
6 food stamps pursuant to a Federal or State program through  
7 the department except as prohibited by Federal law or  
8 regulation.

9 (2) The Department of Transportation - every individual  
10 resident in this Commonwealth who has been issued a driver's  
11 license pursuant to 75 Pa.C.S Ch. 15 (relating to licensing  
12 of drivers).

13 (3) The Department of Revenue - every individual  
14 resident who files a return for the payment of taxes imposed  
15 by the Commonwealth under Article III of the act of March 4,  
16 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971.

17 (4) The Department of State - every individual resident  
18 who is listed as a registered voter under 25 Pa.C.S. Pt. IV  
19 (relating to voter registration).

20 (b) Identifying information.--Each list submitted by a  
21 department pursuant to subsection (a) shall contain only the  
22 following identifying information of an individual to be  
23 included in the Statewide jury information system:

24 (1) Name, including first, middle and last names.

25 (2) Except as provided in 23 Pa.C.S. Ch. 67 (relating to  
26 domestic and sexual violence victim address confidentiality),  
27 each individual's street address, municipality and zip code.

28 (3) Date of birth, if available.

29 (4) The last four digits of the individual's Social  
30 Security number.

1     (c) Duties of Court Administrator.--The Court Administrator  
2 shall annually collect information for creation of a Statewide  
3 jury information system. This shall be completed by:

4         (1) Collecting the names from the departments as  
5 submitted under subsection (a).

6         (2) Combining each individual department list submitted  
7 into a master list.

8         (3) Removing any information that identifies the source  
9 of the information submitted pursuant to subsection (a).

10         (4) Assembling the names into groups arranged by the  
11 county of residence for each individual on the master list.

12         (5) Removing duplicate names from each county list.

13     (d) Dissemination.--Upon request from the jury selection  
14 commission of the county, the Court Administrator shall make  
15 available to the requesting county the list of names for that  
16 county from the Statewide jury information system. In providing  
17 the information, the Court Administrator shall only provide the  
18 name and address of each individual on the list being provided.  
19 All other identifying information shall be removed from any list  
20 made available pursuant to the request. Under no circumstances  
21 may the Court Administrator include any other identifying  
22 information.

23     (e) Restrictions on use of information.--Information  
24 provided by the departments to the Court Administrator shall be  
25 provided by agreement executed by the appropriate authorities.  
26 The agreement shall include, but not be limited to, the  
27 following conditions:

28         (1) Information required pursuant to this section will  
29 be provided only in an electronic form as determined by the  
30 Court Administrator.

1           (2) The information provided shall be used only for the  
2 purpose provided in this section and for no other purpose.

3           (3) Except for the purpose of internal review and  
4 compliance by the Court Administrator, no lists may be  
5 printed from the information submitted, created or produced  
6 under this section.

7           (4) Any re-release of the information provided pursuant  
8 to this section is strictly prohibited.

9           (5) The Statewide jury information system and any list  
10 provided by the Court Administrator to the county jury  
11 selection commission pursuant to this section may not reveal  
12 the source of names on that list or indicate in any way the  
13 source of the names submitted pursuant to subsection (a).

14           (6) Nothing submitted, created or produced under this  
15 section shall constitute a public document nor shall it be  
16 subject to release or disclosure under the act of June 21,  
17 1957 (P.L.390, No.212), referred to as the Right-to-Know Law  
18 or any other similar rule, enactment or decision.

19 Section 3. This act shall take effect in 60 days.