

CHAPTER 77

COURTS

HOUSE BILL 22-1032

BY REPRESENTATIVE(S) Bockenfeld and Daugherty, Bird, Boesenecker, Duran, Exum, Herod, Hooton, Jodeh, Kipp, Lindsay, Lontine, McCluskie, McCormick, Michaelson Jenet, Snyder, Titone, Woodrow;
also SENATOR(S) Kirkmeyer and Bridges, Cooke, Hisey, Lee, Moreno, Woodward.

AN ACT**CONCERNING JURY DUTY POSTPONEMENT FOR A STUDENT ENROLLED IN AN INSTITUTION OF HIGHER EDUCATION OUTSIDE THE STATE OF COLORADO.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, **amend** 13-71-116 as follows:

13-71-116. Trial juror's right to one postponement - definition. (1) A trial juror shall have the right to one postponement of the term of juror service. ~~Such~~ THE postponement ~~shall~~ MUST not last more than six months, but may extend into the next calendar year; EXCEPT THAT, IF A TRIAL JUROR IS A COLORADO RESIDENT AND A STUDENT ENROLLED IN AN INSTITUTION OF HIGHER EDUCATION OUTSIDE THE STATE OF COLORADO AND ATTENDS CLASSES AT THE INSTITUTION IN PERSON, THE POSTPONEMENT MUST NOT LAST MORE THAN TWELVE MONTHS BUT MAY EXTEND INTO THE NEXT CALENDAR YEAR. To exercise this right, the juror shall notify the jury commissioner by telephone or in writing requesting an alternate date to which juror service may be postponed. A jury commissioner, in ~~his or her~~ THE JURY COMMISSIONER'S discretion, may set the date to which the juror's service is postponed. A jury commissioner shall notify the juror by telephone or in writing of the new date.

(2) AS USED IN THIS SECTION, "INSTITUTION OF HIGHER EDUCATION" MEANS ANY OUT-OF-STATE POSTSECONDARY PUBLIC OR PRIVATE EDUCATIONAL INSTITUTION THAT PROVIDES NOT LESS THAN A ONE-YEAR PROGRAM OF TRAINING TO PREPARE STUDENTS FOR GAINFUL EMPLOYMENT.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 7, 2022