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SENATE BILL 5134

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State of Washington

61st Legislature

2009 Regular Session

By Senators Kline, McCaslin, Tom, McDermott, and Kohl-Welles; by request of Board For Judicial Administration

Read first time 01/14/09. Referred to Committee on Judiciary.

1 AN ACT Relating to electronic signatures for juror questionnaires;  
2 and amending RCW 2.36.072.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 2.36.072 and 1993 c 408 s 9 are each amended to read  
5 as follows:

6 (1) Each court shall establish a means to preliminarily determine  
7 by a written or electronic declaration signed under penalty of perjury  
8 by the person summoned, the qualifications set forth in RCW 2.36.070 of  
9 each person summoned for jury duty prior to their appearance at the  
10 court to which they are summoned to serve.

11 (2) An electronic signature may be used in lieu of a written  
12 signature.

13 (3) "Electronic signature" means an electric sound, symbol, or  
14 process attached to or logically associated with a document and  
15 executed or adopted by a person with the intent to sign the document.

16 (4) Upon receipt by the summoning court of a written declaration  
17 stating that a declarant does not meet the qualifications set forth in  
18 RCW 2.36.070, that declarant shall be excused from appearing in  
19 response to the summons. If a person summoned to appear for jury duty

1 fails to sign and return a declaration of his or her qualifications to  
2 serve as a juror prior to appearing in response to a summons and is  
3 later determined to be unqualified for one of the reasons set forth in  
4 RCW 2.36.070, that person shall not be entitled to any compensation as  
5 provided in RCW 2.36.150. Information provided to the court for  
6 preliminary determination of statutory qualification for jury duty may  
7 only be used for the term such person is summoned and may not be used  
8 for any other purpose, except that the court, or designee, may report  
9 a change of address or nondelivery of summons of persons summoned for  
10 jury duty to the county auditor.

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