

HOUSE BILL 599

D1
HB 1136/11 – JUD

3lr1948

By: **Delegates Glenn and Conaway**
Introduced and read first time: January 31, 2013
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Courts – Jury Service – Employer Compensation**

3 FOR the purpose of requiring employers with a certain minimum number of
4 employees to provide compensation to an employee as a result of responding to a
5 summons for jury service; providing that the compensation shall be calculated
6 on the basis of certain factors; providing for certain penalties; providing for the
7 application of this Act; and generally relating to jury service.

8 BY repealing and reenacting, with amendments,
9 Article – Courts and Judicial Proceedings
10 Section 8–502
11 Annotated Code of Maryland
12 (2006 Replacement Volume and 2012 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article – Courts and Judicial Proceedings**

16 8–502.

17 (a) An employer may not require an employee to use the employee’s annual,
18 sick, or vacation leave to respond to a summons under this title for jury service.

19 **(B) (1) SUBJECT TO THE PROVISIONS OF PARAGRAPH (2) OF THIS**
20 **SUBSECTION, AN EMPLOYER WITH 10 OR MORE EMPLOYEES SHALL**
21 **COMPENSATE AN EMPLOYEE BECAUSE OF JOB TIME LOST BY THE EMPLOYEE AS**
22 **A RESULT OF RESPONDING TO A SUMMONS ISSUED UNDER THIS TITLE FOR JURY**
23 **SERVICE.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) AN EMPLOYER WITH 10 OR MORE EMPLOYEES SHALL**
2 **PROVIDE COMPENSATION FOR EACH DAY OF SERVICE OR PROSPECTIVE**
3 **SERVICE AS A JUROR UNDER THE PROVISIONS OF THIS TITLE BASED ON THE**
4 **AMOUNT OF THE EMPLOYEE'S AVERAGE DAILY COMPENSATION FROM THE**
5 **EMPLOYER, LESS THE AMOUNT OF THE STATE PER DIEM AND ANY APPLICABLE**
6 **LOCAL SUPPLEMENT PAID OR PAYABLE TO THE EMPLOYEE IN ACCORDANCE**
7 **WITH THIS TITLE.**

8 **[(b)] (C)** A person who violates any provision of this section is subject to a
9 fine not exceeding \$1,000.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
11 construed to apply only prospectively and may not be applied or interpreted to have
12 any effect on or application to any person summoned for jury service before the
13 effective date of this Act.

14 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2013.