12ᵀᴴ ANNUAL REPORT

PURSUANT TO SECTION 528 OF THE JUDICIARY LAW

2022

JOSEPH A. ZAYAS
CHIEF ADMINISTRATIVE JUDGE OF THE STATE OF NEW YORK

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INTRODUCTION

Section 528 of the Judiciary Law, adopted on June 15, 2010, directs the "commissioner of jurors to collect demographic data for jurors who present for jury service." The statute directs collection of data describing race and/or ethnicity, age and sex. The statute further directs submission of an annual report to the Governor, Speaker of the Assembly, President of the Senate and the Chief Judge of the Court of Appeals. This report is for the calendar year 2022.

BACKGROUND: QUALIFICATION AND SUMMONING OF JURORS

All 62 Commissioners of Jurors participate in a centralized Jury Management System. The System implements policies and practices consistent with statutory and regulatory requirements pursuant to the Judiciary Law (Article 16, Sections 500 -528) and the Rules of the Chief Administrative Judge, Part 128.

The New York State Unified Court System uses a two-step system for qualifying and summoning jurors. The first step is juror qualification accomplished through completion of qualification questionnaires by potential jurors. The second step is summoning qualified jurors to serve. Questionnaire and summons mailings are requested through the Jury Management System and sent to prospective jurors by First Class Mail. Through both steps of this process, all potential juror and juror records must be kept confidential pursuant to Judiciary Law, Article 16, Section 509.

QUALIFICATION

Jurors are qualified by completing Qualification Questionnaires. Qualifications are the same for trial and grand jurors. Statutory qualifications pursuant to Judiciary Law Section 510 are: US citizenship, residence in the county from which the questionnaire was sent, age 18 or older, ability to understand and communicate in English, and no felony conviction (holders of a certificate of relief from civil disabilities or a certificate of good conduct are qualified to serve).

Once a year, the Unified Court System requests lists from five New York State agencies. These lists are used to randomly select names and addresses of potential jurors to whom questionnaires are mailed. The court system receives a data file from each agency. Each file contains all people who are in the agency's file as of the date it is supplied. The file contains name and address for each person included in the file. The five sources are:

1. Department of Taxation and Finance: NYS tax filers
2. State Department of Labor: Persons receiving unemployment insurance
3. Office of Temporary and Disability Assistance: Persons receiving home relief or aid to families with dependent children
4. Department of Motor Vehicles: Persons with driver's licenses or DMV-issued identification cards
5. Board of Elections: Registered voters

In addition to the names on these lists, individuals who meet statutory qualifications for jury service can volunteer to be included in the pool of people available to be summoned by completing an online volunteer questionnaire available at www.nyjuror.gov.

The source lists are processed by an outside vendor, to remove duplicates and records of people who are currently active in the NYS jury system and to eliminate people who are under 18 or who live outside of New York. The remaining "reconstituted" list is provided to the Jury Support Office. Every 90 days the list is subjected to the US Postal Service address cleansing procedure which updates or eliminates outdated addresses.

Individuals are randomly selected, within their county of residence, from the "reconstituted" list to be mailed questionnaires upon request by the Commissioner of Jurors. Questionnaire responses are reviewed to determine qualifications. Any juror who fails to respond to a questionnaire is automatically sent at least two follow up questionnaire mailings. The final questionnaire is always a noncompliance questionnaire, requiring response by the juror within 20 days.

SUMMONING

Randomness of summoning is maintained by mailing summonses to qualified jurors in the same order in which each one was selected at random to be mailed an initial questionnaire. Volunteers are summoned by date order of qualification. A qualified juror who is not summoned within 18 months of being qualified becomes eligible to receive a new qualification questionnaire.

Any summoned juror who fails to respond to two consecutive summonses receives a Summons Notice of Noncompliance warning, pursuant to Judiciary Law Section 527, that a judgment may be imposed for failure to appear and requiring a response within 20 days of receipt.

DATA COLLECTION PROCEDURES

Each person who appears for jury service is asked to complete a scannable data collection card. Efforts are made to exclude from completing cards those who appear but do not serve.[1] The card explains that New York State Judiciary Law §528 requires the court to collect data about jurors.[2] The juror is asked to:

- fill in the date
- indicate whether they were "here to serve as a trial juror or a grand juror"
- indicate gender[3]
- answer questions about Hispanic origin, race, and year of birth, and
- indicate county of jury service.

The collected cards are scanned and the data compiled and analyzed by the Jury Support Office.

OVERVIEW

For the calendar year 2022, there were 312,521 completed cards collected and successfully scanned. During the year, 320,923 jurors appeared for service.

The following pages contain tables showing numbers of jurors served and cards completed in each county in 2022, followed by tables showing the percentage of responses by county for gender, Hispanic ethnicity, race and age. The number of cards processed occasionally exceeds the number of jurors who served as some jurors who appear in response to a summons are postponed, excused or disqualified. It can be difficult to exclude them from completing cards.[4]

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1. Those who appear but do not serve include people who do not meet qualification criteria pursuant to Judiciary Law Section 510; and qualified jurors who request and receive an excusal or a postponement pursuant to Judiciary Law Section (a)(1) or 517(a)(2).

2. A copy of the data collection card is attached as Appendix A. The full text of Judiciary Law Section 528 is included on the back of the card.

3. The Office of Court Administration's Jury Support Office collaborated with the Richard C. Failla Commission to make a recommendation to the Administrative Board on expanding gender options on jury related forms. As of January 1st, 2020, the data collection card includes these values: Male, Female, Transgender, Nonbinary, Intersex and Other as reported in Table B.

4. Generally, row totals do not equal 100% due to non-response.

TABLE A: JURORS SERVED AND CARDS COMPLETED BY COUNTY - 2022

County	Jurors Served	Completed Cards	County	Jurors Served	Completed Cards
Albany	3,908	3,919	Niagara	2,605	2,378
Allegany	546	521	Oneida	1,963	1,821
Bronx	28,735	24,963	Onondaga	5,528	6,855
Broome	2,367	2,250	Ontario	1,975	1,511
Cattaraugus	829	933	Orange	41,41	3,621
Cayuga	1,002	976	Orleans	302	245
Chautauqua	1,450	1,388	Oswego	846	716
Chemung	1,805	1,935	Otsego	405	454
Chenango	143	268	Putnam	593	554
Clinton	999	972	Queens	45,792	60,713
Columbia	1,381	2,144	Rensselaer	3132	3,075
Cortland	464	349	Richmond	9,222	8,877
Delaware	351	359	Rockland	2,866	2,755
Dutchess	2,695	2,784	St Lawrence	1,554	1,579
Erie	8,795	8,528	Saratoga	954	1,013
Essex	520	462	Schenectady	1,819	1,431
Franklin	522	391	Schoharie	312	417
Fulton	901	668	Schuyler	510	574
Genesee	732	722	Seneca	761	543
Greene	468	563	Steuben	1,041	1,137
Hamilton	121	96	Suffolk	20,874	18,402
Herkimer	768	546	Sullivan	1,690	1,410
Jefferson	1,333	974	Tioga	542	657
Kings	37,143	37,381	Tompkins	951	1,077
Lewis	406	509	Ulster	1,432	599
Livingston	964	673	Warren	1,001	960
Madison	622	616	Washington	321	563
Monroe	16,659	16,251	Wayne	1,115	1,215
Montgomery	803	608	Westchester	8,719	8,344
Nassau	24,785	13,607	Wyoming	617	499
New York	54,571	51,743	Yates	552	427
			Total	**320,923**	**312,521**

TABLE B: GENDER BY COUNTY ALBANY TO NEW YORK - 2022

County	Female	Male	Transgender	Nonbinary	Intersex	Other
Albany	48.6%	44.2%	0.1%	0.4%	-	0.1%
Allegany	46.8%	41.7%	0.2%	0.2%	-	-
Bronx	49.6%	38.4%	1.2%	0.4%	0.3%	0.1%
Broome	46.4%	41.1%	-	0.4%	-	-
Cattaraugus	46.8%	42.8%	-	-	-	0.1%
Cayuga	46.7%	44.6%	0.2%	0.4%	-	-
Chautauqua	49.5%	43.5%	0.1%	0.1%	-	-
Chemung	50.3%	45.4%	0.3%	0.1%	-	-
Chenango	43.7%	47.4%	-	-	-	-
Clinton	43.7%	39.5%	-	0.1%	-	-
Columbia	48.8%	44.4%	0.1%	0.3%	-	-
Cortland	50.1%	43.6%	-	0.6%	-	-
Delaware	45.4%	41.5%	-	-	-	-
Dutchess	47.8%	46.6%	0.1%	0.3%	-	-
Erie	47.7%	45.0%	0.1%	0.2%	-	-
Essex	42.4%	45.5%	-	-	-	-
Franklin	49.9%	40.7%	-	-	-	-
Fulton	48.5%	43.0%	0.1%	-	-	0.1%
Genesee	50.4%	44.9%	0.3%	0.3%	0.1%	0.1%
Greene	46.4%	43.9%	-	0.4%	-	-
Hamilton	53.1%	36.5%	-	-	-	-
Herkimer	46.3%	39.0%	0.2%	0.5%	-	0.2%
Jefferson	45.5%	46.0%	-	0.2%	-	-
Kings	53.5%	44.6%	0.2%	0.7%	-	0.2%
Lewis	45.8%	44.0%	0.2%	-	-	0.4%
Livingston	47.8%	43.4%	-	0.1%	-	-
Madison	44.3%	45.1%	0.2%	-	-	-
Monroe	50.3%	47.0%	0.3%	0.3%	-	0.1%
Montgomery	49.8%	46.2%	0.2%	0.3%	-	0.2%
Nassau*	48.8%	41.2%	0.4%	0.2%	0.1%	0.1%
New York	49.9%	43.6%	0.2%	0.6%	-	0.1%

Due to scanning anomalies in this location, 2022 data for June 1st – December 31st was reported. The issue has been identified and remedied.

TABLE B: GENDER BY COUNTY NIAGARA TO YATES - 2022

County	Female	Male	Transgender	Nonbinary	Intersex	Other
Niagara	43.7%	40.0%	-	0.1%	-	-
Oneida	47.7%	46.9%	0.2%	0.2%	-	-
Onondaga	47.6%	43.4%	0.1%	0.3%	-	-
Ontario	51.2%	46.0%	0.1%	0.1%	-	-
Orange	47.9%	45.7%	0.1%	0.1%	-	-
Orleans	51.4%	46.9%	-	0.4%	-	-
Oswego	47.2%	40.1%	-	0.1%	-	-
Otsego	46.3%	39.4%	0.2%	0.4%	-	-
Putnam	48.4%	46.2%	-	-	-	-
Queens	48.9%	42.0%	0.1%	0.3%	0.3%	-
Rensselaer	47.3%	43.1%	0.3%	0.4%	-	0.2%
Richmond	44.8%	43.4%	-	0.1%	-	0.1%
Rockland	48.6%	44.4%	0.2%	0.3%	-	-
St Lawrence	45.7%	38.8%	0.2%	0.3%	-	-
Saratoga	48.8%	43.2%	0.2%	0.2%	-	0.1%
Schenectady	46.8%	42.8%	0.3%	0.3%	-	-
Schoharie	47.0%	43.6%	0.2%	-	-	-
Schuyler	49.7%	42.2%	-	0.5%	-	-
Seneca	45.5%	42.4%	-	0.2%	-	-
Steuben	48.6%	44.3%	-	0.1%	-	-
Suffolk	45.8%	45.9%	0.1%	0.3%	0.1%	0.1%
Sullivan	48.1%	43.4%	-	0.2%	-	0.1%
Tioga	46.9%	49.0%	-	0.2%	-	-
Tompkins	43.5%	44.9%	0.2%	0.4%	-	-
Ulster	47.4%	40.9%	-	0.3%	-	-
Warren	50.1%	46.0%	0.1%	0.2%	-	-
Washington	50.4%	44.6%	0.2%	-	-	-
Wayne	50.3%	41.6%	-	-	-	-
Westchester	50.6%	44.8%	0.1%	0.1%	-	-
Wyoming	48.9%	48.7%	-	-	-	-
Yates	44.0%	46.8%	0.5%	0.2%	-	-
Total	**49.2%**	**43.3%**	**0.2%**	**0.4%**	**0.1%**	**0.1%**

TABLE C: HISPANIC ORIGIN OF ANY RACE BY COUNTY - 2022

County	Hispanic Origin	County	Hispanic Origin
Albany	4%	Niagara	2%
Allegany	1%	Oneida	2%
Bronx	44%	Onondaga	3%
Broome	2%	Ontario	3%
Cattaraugus	1%	Orange	16%
Cayuga	1%	Orleans	1%
Chautauqua	3%	Oswego	1%
Chemung	2%	Otsego	1%
Chenango	2%	Putnam	12%
Clinton	1%	Queens	20%
Columbia	3%	Rensselaer	3%
Cortland	2%	Richmond	14%
Delaware	2%	Rockland	13%
Dutchess	9%	St Lawrence	1%
Erie	4%	Saratoga	2%
Essex	2%	Schenectady	4%
Franklin	1%	Schoharie	1%
Fulton	2%	Schuyler	1%
Genesee	1%	Seneca	2%
Greene	3%	Steuben	2%
Hamilton	1%	Suffolk	12%
Herkimer	1%	Sullivan	9%
Jefferson	2%	Tioga	2%
Kings	16%	Tompkins	4%
Lewis	4%	Ulster	6%
Livingston	1%	Warren	1%
Madison	-	Washington	1%
Monroe	5%	Wayne	2%
Montgomery	5%	Westchester	16%
Nassau*	15%	Wyoming	1%
New York	18%	Yates	1%
		Total	**16%**

Due to scanning anomalies in this location, 2022 data for June 1st – December 31st was reported. The issue has been identified and remedied.

TABLE D: RACE BY COUNTY ALBANY TO NEW YORK - 2022

County	White	Black	Asian	Other/Mixed
Albany	80%	8%	5%	2%
Allegany	91%	-	-	1%
Bronx	16%	35%	7%	23%
Broome	85%	3%	2%	3%
Cattaraugus	88%	1%	1%	2%
Cayuga	90%	1%	1%	1%
Chautauqua	90%	1%	-	2%
Chemung	91%	2%	1%	2%
Chenango	90%	1%	1%	1%
Clinton	83%	1%	1%	1%
Columbia	90%	1%	1%	3%
Cortland	91%	1%	1%	2%
Delaware	83%	-	1%	1%
Dutchess	80%	6%	3%	5%
Erie	81%	7%	3%	3%
Essex	87%	0%	-	2%
Franklin	89%	-	-	2%
Fulton	91%	1%	-	1%
Genesee	93%	1%	-	1%
Greene	88%	1%	1%	4%
Hamilton	86%	-	-	2%
Herkimer	90%	-	1%	2%
Jefferson	87%	2%	2%	1%
Kings	36%	29%	14%	10%
Lewis	78%	9%	2%	5%
Livingston	92%	1%	1%	1%
Madison	91%	-	1%	1%
Monroe	83%	8%	3%	4%
Montgomery	91%	2%	-	3%
Nassau*	56%	13%	12%	8%
New York	58%	11%	11%	11%

*Due to scanning anomalies in this location, 2022 data for June 1st – December 31st was reported. The issue has been identified and remedied.

TABLE D: RACE BY COUNTY NIAGARA TO YATES - 2022

County	White	Black	Asian	Other/Mixed
Niagara	84%	2%	1%	2%
Oneida	91%	2%	2%	1%
Onondaga	83%	5%	2%	3%
Ontario	91%	1%	1%	2%
Orange	70%	10%	4%	8%
Orleans	94%	1%	1%	-
Oswego	88%	-	-	1%
Otsego	88%	1%	-	2%
Putnam	78%	2%	3%	9%
Queens	29%	15%	30%	15%
Rensselaer	87%	3%	1%	2%
Richmond	60%	7%	14%	7%
Rockland	68%	9%	9%	7%
St Lawrence	86%	1%	1%	2%
Saratoga	87%	1%	2%	1%
Schenectady	78%	5%	4%	6%
Schoharie	88%	-	1%	1%
Schuyler	90%	-	-	1%
Seneca	86%	2%	1%	1%
Steuben	90%	1%	2%	1%
Suffolk	73%	6%	4%	6%
Sullivan	80%	4%	2%	4%
Tioga	93%	1%	2%	1%
Tompkins	81%	3%	5%	4%
Ulster	82%	3%	3%	2%
Warren	94%	1%	1%	-
Washington	90%	1%	1%	1%
Wayne	91%	1%	-	1%
Westchester	65%	11%	7%	9%
Wyoming	96%	-	-	1%
Yates	94%	-	-	1%
Total	**55%**	**14%**	**12%**	**10%**

TABLE E: AGE BY COUNTY ALBANY TO NEW YORK - 2022

County	18-24	25-44	45-64	65-75	75+
Albany	9%	32%	37%	13%	2%
Allegany	6%	25%	32%	14%	3%
Bronx	12%	31%	27%	5%	-
Broome	10%	27%	32%	14%	4%
Cattaraugus	5%	23%	34%	14%	4%
Cayuga	9%	26%	35%	12%	4%
Chautauqua	10%	29%	38%	17%	1%
Chemung	11%	29%	33%	14%	5%
Chenango	4%	31%	33%	12%	3%
Clinton	5%	25%	25%	12%	3%
Columbia	7%	23%	35%	21%	8%
Cortland	8%	28%	34%	13%	3%
Delaware	5%	23%	29%	13%	4%
Dutchess	8%	27%	37%	15%	4%
Erie	10%	31%	32%	12%	3%
Essex	3%	22%	30%	15%	4%
Franklin	3%	19%	36%	19%	4%
Fulton	6%	23%	32%	14%	4%
Genesee	11%	29%	29%	12%	4%
Greene	6%	23%	36%	17%	4%
Hamilton	4%	23%	33%	20%	8%
Herkimer	4%	31%	32%	17%	4%
Jefferson	7%	28%	31%	12%	3%
Kings	14%	45%	29%	8%	1%
Lewis	3%	28%	37%	14%	3%
Livingston	7%	26%	32%	15%	4%
Madison	4%	27%	35%	17%	8%
Monroe	11%	32%	36%	14%	4%
Montgomery	8%	26%	37%	17%	6%
Nassau*	8%	31%	31%	11%	2%
New York	6%	42%	34%	12%	3%

*Due to scanning anomalies in this location, 2022 data for June 1st – December 31st was reported. The issue has been identified and remedied.

TABLE E: AGE BY COUNTY NIAGARA TO YATES - 2022					
County	18-24	25-44	45-64	65-75	75+
Niagara	6%	24%	29%	13%	3%
Oneida	8%	31%	37%	15%	3%
Onondaga	6%	29%	35%	13%	3%
Ontario	6%	25%	35%	17%	6%
Orange	8%	23%	37%	12%	2%
Orleans	11%	32%	32%	17%	2%
Oswego	8%	27%	29%	10%	2%
Otsego	3%	25%	31%	16%	6%
Putnam	7%	27%	40%	13%	2%
Queens	8%	33%	29%	8%	1%
Rensselaer	7%	33%	31%	13%	3%
Richmond	8%	28%	30%	7%	1%
Rockland	8%	26%	41%	12%	3%
St Lawrence	6%	26%	38%	17%	2%
Saratoga	5%	24%	32%	13%	4%
Schenectady	11%	30%	31%	12%	3%
Schoharie	3%	18%	34%	16%	6%
Schuyler	5%	26%	31%	16%	5%
Seneca	7%	25%	30%	16%	4%
Steuben	5%	25%	37%	15%	3%
Suffolk	10%	31%	43%	14%	2%
Sullivan	7%	27%	31%	13%	3%
Tioga	7%	23%	38%	16%	4%
Tompkins	3%	22%	31%	15%	5%
Ulster	8%	22%	31%	15%	3%
Warren	6%	23%	36%	20%	7%
Washington	3%	26%	36%	14%	4%
Wayne	7%	27%	33%	14%	4%
Westchester	7%	26%	38%	12%	2%
Wyoming	5%	28%	41%	17%	6%
Yates	8%	24%	30%	12%	6%
Total	9%	34%	32%	11%	2%

APPENDIX A

The data collection card is 5 ½ x 8 ½.

11/19

NEW YORK STATE UNIFIED COURT SYSTEM JUROR INFORMATION CARD

New York State Judiciary Law §528 requires the court to collect data about jurors. Thank you for your cooperation.

JRYCRD

1. Today's date

M	M	D	D	Y	Y
⓪	⓪	⓪	⓪		⓪
①	①	①	①	①	①
	②	②	②	②	②
	③	③	③		③
			④		④
			⑤		⑤
			⑥		⑥
			⑦		⑦
			⑧		⑧
			⑨		⑨

2. Here to serve as a

○ Grand Juror or ○ Trial Juror

3. You are

○ Male
○ Female
○ Transgender
○ Nonbinary
○ Intersex
○ Other

4. Are you of Hispanic, Latino, or Spanish Origin?

○ Yes (Mexican, Chicano, Puerto Rican, Cuban, Dominican or other Hispanic, Latino or Spanish Origin)

○ No (Not of Hispanic, Latino, or Spanish Origin)

5. Your race

○ White   ○ Black or African American
○ Asian   ○ Other/ Mixed

6. Year born

Y	Y	Y	Y
	⓪	⓪	⓪
①	①	①	①
②	②	②	②
	③	③	③
	④	④	④
	⑤	⑤	⑤
	⑥	⑥	⑥
	⑦	⑦	⑦
	⑧	⑧	⑧
	⑨	⑨	⑨

7. Your county

New York City	Outside New York City						
○ Bronx	○ Albany	○ Columbia	○ Greene	○ Nassau	○ Putnam	○ Steuben	○ Westchester
○ Kings	○ Allegany	○ Cortland	○ Hamilton	○ Niagara	○ Rensselaer	○ Suffolk	○ Wyoming
○ New York	○ Broome	○ Delaware	○ Herkimer	○ Oneida	○ Rockland	○ Sullivan	○ Yates
○ Queens	○ Cattaraugus	○ Dutchess	○ Jefferson	○ Onondaga	○ St. Lawrence	○ Tioga	
○ Richmond	○ Cayuga	○ Erie	○ Lewis	○ Ontario	○ Saratoga	○ Tompkins	
	○ Chautauqua	○ Essex	○ Livingston	○ Orange	○ Schenectady	○ Ulster	
	○ Chemung	○ Franklin	○ Madison	○ Orleans	○ Schoharie	○ Warren	
	○ Chenango	○ Fulton	○ Monroe	○ Oswego	○ Schuyler	○ Washington	
	○ Clinton	○ Genesee	○ Montgomery	○ Otsego	○ Seneca	○ Wayne	

11/19

NEW YORK STATE UNIFIED COURT SYSTEM JUROR INFORMATION CARD

New York State Judiciary Law §528 requires the court to collect data about jurors. Thank you for your cooperation

Please answer all questions on the front of this card.

• Use a dark pencil or blue or black pen.
• Do not use pens with ink that soaks through the paper.
• No stray marks, folding or tearing the card.
• Make solid marks that fill the circle completely.
• ● CORRECT MARK

Judiciary Law §528. Collection of demographic data.

The commissioner of jurors shall collect demographic data for jurors who present for jury service, including each juror's race and/or ethnicity, age and sex, and the chief administrator of the courts shall submit the data in an annual report to the governor, the speaker of the assembly, the temporary president of the senate and the chief judge of the court of appeals.