

SENATE CONCURRENT RESOLUTION 1006

A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA RELATING TO JURIES; PROVIDING THAT NUMBER OF JURORS BE SPECIFIED BY LAW, AND AMENDING ARTICLE 2, SECTION 23, CONSTITUTION OF ARIZONA.

Be it resolved by the Senate of the State of Arizona, the House of Representatives concurring:

1. The following amendment of article 2, section 23, Constitution of Arizona, is proposed, to become valid when approved by a majority of the qualified electors voting thereon and upon proclamation of the governor:

23. Trial by jury; number of jurors specified by law

Section 23. The right of trial by jury shall remain inviolate. ~~but provision may be made by law for a jury of a number less than twelve in courts not of record, and for a verdict by nine or more jurors in civil cases in any court of record, and for waiving of a jury in civil cases where the consent of the parties interested is given thereto.~~ JURIES IN CRIMINAL CASES IN WHICH A SENTENCE OF DEATH OR IMPRISONMENT FOR THIRTY YEARS OR MORE IS AUTHORIZED BY LAW SHALL CONSIST OF TWELVE PERSONS. IN ALL CRIMINAL CASES THE UNANIMOUS CONSENT OF THE JURORS SHALL BE NECESSARY TO RENDER A VERDICT. IN ALL OTHER CASES, THE NUMBER OF JURORS, NOT LESS THAN SIX, AND THE NUMBER REQUIRED TO RENDER A VERDICT, SHALL BE SPECIFIED BY LAW.

2. The proposed amendment (approved by a majority of the members elected to each house of the legislature, and entered upon the respective journals thereof, together with the ayes and nays thereon) shall be by the secretary of state submitted to the qualified electors at the next regular general election (or at a special election called for that purpose), as provided by article 21, Constitution of Arizona.

Passed the Senate March 24, 1972 by the following vote: 25 Ayes, 5 Nays

Passed the House April 20, 1972 by the following vote: 33 Ayes, 21 Nays,
6 Not Voting

Approved by the Governor - April 24, 1972

Filed in the Office of the Secretary of State - April 24, 1972