

SENATE BILL No. 106

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-37-1-1.

Synopsis: Six member jury for Class C felony trial. Provides that a six person jury must be used in a criminal trial for a Class C felony unless the defendant and prosecuting attorney agree to a number of jurors that is more than six and less than 13.

Effective: July 1, 1999.

Washington

January 6, 1999, read first time and referred to Committee on Judiciary.

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Introduced

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

SENATE BILL No. 106

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

- 1 SECTION 1. IC 35-37-1-1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 1. (a) The jury venire
3 called by a court may be used in civil or criminal cases.
4 (b) If a defendant is charged with:
5 (1) murder, a Class A felony, **or** a Class B felony, ~~or a Class C~~
6 ~~felony~~, the jury shall consist of twelve (12) qualified jurors unless
7 the defendant and prosecuting attorney agree to a lesser number;
8 **(2) a Class C felony, the jury shall consist of six (6) qualified**
9 **jurors, unless the defendant and prosecuting attorney agree**
10 **to a number of jurors that is more than six (6) and less than**
11 **thirteen (13); or**
12 ~~(2)~~ **(3) any other crime not described in subdivision (1) or (2),**
13 the jury shall consist of six (6) qualified jurors.
14 SECTION 2. [EFFECTIVE JULY 1, 1999] IC 35-37-1-1, as
15 amended by this act, applies only to juries convened after June 30,
16 1999.



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