

Anney

79 Iso - 023

# SENATE JOINT RESOLUTION 9

**Title:**

A JOINT RESOLUTION proposing an amendment to Article 1, Section 9 of the Constitution of the State of Wyoming permitting juries of less than twelve persons in criminal trials for misdemeanors.

SENATE JOINT RESOLUTION 9

Sponsored by:

*R. O. Anney*

DATE	ACTION	DATE	ACTION
1-23-79	Introduced		
	REFERRED TO COMMITTEE		
	COMMITTEE REPORT		
	DELIVERED TO CLERK		
2-16-79	STANDING COMM. REPORT DO PASS		S: DIS/SJR09
2-12-79	CONSIDERED ON COM. OF WHOLE DO PASS		
2-13-79	READ SECOND TIME		
2-14-79	READ THIRD TIME		
	PASSED AYES <u>1</u> NOES <u>0</u> EXCUSED <u>1</u> ABSENT <u>0</u>		
	SENT TO HOUSE		
FEB 14 1979	READ FIRST TIME		
	REFER: NO. <u>1</u>		
	DELIVERED TO COM. NO. <u>1</u>		
FEB 20 1979	RETURNED		
	Recommended Amended and Do Pass <i>gaf</i>		
	PLACED ON GENERAL FILE		

CONTINUED ON BACK

# 589 3rd Date 3/17/77

# Roll Call of the Senate

of the FORTY-FIFTH LEGISLATURE  
of Wyoming

	Excused	Absent	Ayes	Noes
31 ARNEY				
30 BOYLE				
29 BUSSART				
28 CHRISTENSEN				
27 CUNDALL				
26 DAILY				
25 DOWNING				
24 FRISBY				
23 GEIS				
22 MAJHANOVICH				
21 MCDANIEL				
20 MOORE				
19 MURRAY				
18 NICHOLAS				
17 NICHOLS				
16 NORRIS				
15 NORTHRUP				
14 NOVOTNY				
13 PARKS				
12 PECK				
11 PROFFIT				
10 RECTOR				
9 SADLER				
8 SEDAR				
7 STAFFORD				
6 STROOCK				
5 TAGGART				
4 TRUE				
3 TURNER				
2 ZIMMER				
1 MR. PRESIDENT				

PRESENT \_\_\_\_\_ AYES \_\_\_\_\_  
NOES \_\_\_\_\_  
EXCUSED \_\_\_\_\_  
ABSENT \_\_\_\_\_

House of Intro			
_____	To Com No.	_____	
_____	Stand Report Do	Amd	Not
_____	Com Whole Do	Amd	Not
_____	2nd Reading Amd	_____	
_____	3rd Reading Amd	Pass	Fail

Second House			
_____	To Com No.	_____	
_____	Stand Report Do	Amd	Not
_____	Com Whole Do	Amd	Not
_____	2nd Reading Amd	_____	
_____	3rd Reading Amd	Pass	Fail

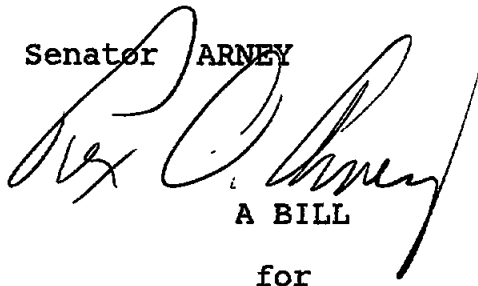
1979

STATE OF WYOMING

79LSO-073.01

SENATE JOINT RESOLUTION NO. 9

Sponsored by: Senator ARNEY



A BILL  
for

1 A JOINT RESOLUTION proposing an amendment to Article 1,  
2 Section 9 of the Constitution of the State of Wyoming per-  
3 mitting juries of less than twelve persons in criminal  
4 trails for misdemeanors.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF WYOMING,  
6 two-thirds of all the members of the two houses, voting  
7 separately, concurring therein:

8 Section 1. The following amendment to Article 1,  
9 Section 9 of the Wyoming Constitution is proposed for sub-  
10 mission to the electors of the State of Wyoming at the  
11 next general election for approval or rejection, to become  
12 valid as a part of the constitution if ratified by a  
13 majority of the electors. The amendment is as follows:

1           Article 1, Section 9. Trial by jury inviolate. The  
2   right of trial by jury shall remain inviolate in criminal  
3   cases, but a jury in civil cases in all courts or in crim-  
4   inal cases ~~in courts not of record~~, WHERE THE CHARGE IS A  
5   MISDEMEANOR may consist of less than twelve men (12) PER-  
6   SONS, as may be prescribed by law. Hereafter a grand jury  
7   may consist of twelve men (12) PERSONS, any nine (9) of  
8   whom concurring may find an indictment, but the legis-  
9   lature may change, regulate or abolish the grand jury  
10  system.

11           Section 2. The following statement shall be endorsed  
12   on the foregoing proposed amendment by the Secretary of  
13   State of Wyoming:

14           The adoption of this amendment will permit juries of  
15   less than twelve (12) persons in trials of persons charged  
16   with misdemeanors.

17 (END)

FISCAL NOTEAnticipated REVENUE to:

Fiscal Year 19

Fiscal Year 19

TOTAL ESTIMATED REVENUE

Anticipated COST to:

Fiscal Year 19

Fiscal Year 19

TOTAL ESTIMATED COST

1. Some savings may result when a jury has less than twelve people.
2. No apparent personnel impact.

SJR 9

SJR9HS1/

Page 1-line 3      After "of" insert "not"; delete "twelve"  
insert "six"; after "in" insert "civil  
actions and".

Page 1-line 4      Delete "trails" insert "trials".

Page 2-line 2      After "jury" insert "OF TWELVE (12) PER-  
SONS".

Page 2-line 4      After "IS" insert "NOT".

Page 2-line 5      Delete "MISDEMEANOR" insert "FELONY"; after  
"of" insert "NOT"; strike "twelve" insert  
"SIX"; delete "(12)" insert "(6)".

Page 2-line 14     After second "of" insert "not".

Page 2-line 15     Delete "twelve (12)" insert "six (6)".

-CROWLEY, CHAIRMAN

# THE LEGISLATURE OF THE STATE OF WYOMING

## House of Representatives

Cheyenne, .....February 19....., 1979..

Mr. Speaker:

Your Committee No. 1 ..... on Judiciary

to whom was referred SJR ..... No. 9

respectfully reports same back to the House with the recommendation that

DO PASS AS AMENDED

Page 1 Line 3 After "of" insert "not"; delete "twelve" insert "six";  
after "in" insert "civil actions and"

Page 1 Line 4 Delete "trails" insert "trials"

Page 2 Line 2 After "jury" insert "OF TWELVE (12) PERSONS"

Page 2 Line 4 After "IS" insert "NOT"

Page 2 Line 5 Delete "MISDEMEANOR" insert "FELONY"; after "of" insert  
"NOT"; strike "twelve" insert "SIX"; delete "(12)" insert  
"(6)"

Page 2 Line 14 After second "of" insert "not"

Page 2 Line 15 Delete "twelve (12)" insert "six (6)"

### AYES

Chamberlain  
Hansen  
Hursh  
Lummis  
Scott  
Spicer  
Urbigkit  
Wiederspahn  
Crowley

*Ellen Crowley*  
ELLEN CROWLEY

Chairman