

# SENATE JOINT RESOLUTION NO. 44

## 101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR MOSLEY.

3176S.01I

ADRIANE D. CROUSE, Secretary

### JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment repealing section 22(a) of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to jury trial waivers.

*Be it resolved by the Senate, the House of Representatives concurring therein:*

That at the next general election to be held in the  
2 state of Missouri, on Tuesday next following the first Monday  
3 in November, 2022, or at a special election to be called by  
4 the governor for that purpose, there is hereby submitted to  
5 the qualified voters of this state, for adoption or  
6 rejection, the following amendment to article I of the  
7 Constitution of the state of Missouri:

Section A. Section 22(a), article I, Constitution of  
2 Missouri, is repealed and one new section adopted in lieu  
3 thereof, to be known as section 22(a), to read as follows:

Section 22(a). That the right of trial by jury as  
2 heretofore enjoyed shall remain inviolate; provided that a  
3 jury for the trial of criminal and civil cases in courts not  
4 of record may consist of less than twelve citizens as may be  
5 prescribed by law, and a two-thirds majority of such number  
6 concurring may render a verdict in all civil cases; that in  
7 all civil cases in courts of record, three-fourths of the  
8 members of the jury concurring may render a verdict; and  
9 that in every criminal case any defendant may, with the  
10 assent of the **government and the** court, waive a jury trial

11 and submit the trial of such case to the court, whose  
12 finding shall have the force and effect of a verdict of a  
13 jury.

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