

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2 Missouri, is repealed and one new section adopted in lieu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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