

FIRST REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 44

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MOSLEY.

1240H.011

DANA RADEMAN MILLER, Chief Clerk

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 the right of trial by jury.

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

That at the next general election to be held in the state of Missouri, on Tuesday next following the first Monday in November, 2020, or at a special election to be called by the governor for that purpose, there is hereby submitted to the qualified voters of this state, for adoption or rejection, the following amendment to Article I of the Constitution of the state of Missouri:

Section A. Section 22(a), Article I, Constitution of Missouri, is repealed and one new section adopted in lieu thereof, to be known as Section 22(a), to read as follows:

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

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.