

Introduced: 3/11/71  
Referred: Judiciary

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 HOUSE JOINT RESOLUTION NO. 52

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 Proposing amendments to the Alaska  
6 Constitution relating to the size  
7 of juries.

8 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. Art. I, sec. 11 of the Constitution of the State of Alaska  
10 is amended to read:

11 SECTION 11. RIGHTS OF ACCUSED. In all criminal prosecutions,  
12 the accused shall have the right to a speedy and public trial, by an  
13 impartial jury of six [TWELVE, EXCEPT THAT THE LEGISLATURE MAY PROVIDE  
14 FOR A JURY OF NOT MORE THAN TWELVE NOR LESS THAN SIX IN COURTS NOT OF  
15 RECORD]. The accused is entitled to be informed of the nature and  
16 cause of the accusation; to be released on bail, except for capital  
17 offenses when the proof is evident or the presumption great; to be  
18 confronted with the witnesses against him; to have compulsory process  
19 for obtaining witnesses in his favor, and to have the assistance of  
20 counsel for his defense.

21 \* Sec. 2. Art. I, sec. 16 of the Constitution of the State of Alaska is  
22 amended to read:

23 SECTION 16. CIVIL SUITS; TRIAL BY JURY. In civil cases where  
24 the amount in controversy exceeds two hundred fifty dollars, the right  
25 of trial by a jury of six [TWELVE] is preserved to the same extent as  
26 trial by jury [IT] existed at common law. The legislature may make  
27 provision for a verdict by not less than three-fourths of the jury  
28 [AND, IN COURTS NOT OF RECORD, MAY PROVIDE FOR A JURY OF NOT LESS THAN  
29 SIX OR MORE THAN TWELVE].

1 \* Sec. 3. The amendments proposed by this Resolution shall be placed  
2 before the voters of the state at the next statewide election in conformity  
3 with art. XIII, sec. 1, Constitution of the State of Alaska, and the election  
4 laws of the state.

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