

ASSEMBLY BILL NO. 12—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE NEVADA SUPREME COURT)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Judiciary

SUMMARY—Revises the required size of a jury for criminal actions in justice courts and municipal courts. (BDR 14-433)

FISCAL NOTE: Effect on Local Government: No. Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to courts; revising the required size of a jury for a criminal action tried by a jury in a justice court or municipal court; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires that for all criminal actions required to be tried by a jury, whether in district court, justice court or municipal court, the jury must consist of 12 jurors, unless, before jury selection, the parties stipulate in writing to, and the court approves, a jury consisting of less than 12 members but not less than 6 members. (NRS 175.021) This bill reduces the number of jurors for a criminal action to be tried in a justice or municipal court from 12 to 6, while maintaining the existing requirement for the size of a jury for a criminal action in a district court.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 175.021 is hereby amended to read as follows: 175.021 1. Trial juries for criminal actions are formed in the same manner as trial juries in civil actions. 2. ~~Juries~~ *The jury for a criminal action in a district court* must consist of 12 jurors, but at any time before jury selection, the parties may stipulate in writing with the approval of the court that the jury consist of any number less than 12 but not less than six.



1 ***3. The jury for a criminal action in a justice court or***
2 ***municipal court must consist of six jurors.***

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