

HOUSE CONCURRENT RESOLUTION NO. 3017

Introduced by

Representative Mickelson

1 A concurrent resolution for the amendment of section 13 of article I of the Constitution of North
2 Dakota, relating to the right to a jury trial.

3 **STATEMENT OF INTENT**

4 This amendment removes the right to a jury trial for offenses for which an individual may be
5 confined for a period of not more than six months.

6 **BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE**
7 **SENATE CONCURRING THEREIN:**

8 That the following proposed amendment to section 13 of article I of the Constitution of
9 North Dakota is agreed to and must be submitted to the qualified electors of North Dakota at
10 the general election to be held in 2000, in accordance with section 16 of article IV of the
11 Constitution of North Dakota.

12 **SECTION 1. AMENDMENT.** Section 13 of article I of the Constitution of North Dakota
13 is amended and reenacted as follows:

14 **Section 13.** The right of trial by jury shall be secured to all, and remain inviolate. A
15 person accused of a crime for which ~~he~~ an individual may be confined for a period of more than
16 one year has the right of trial by a jury of twelve. The legislative assembly may determine the
17 size of the jury for all other cases for which an individual may be confined for a period of more
18 than six months, provided that the jury consists of at least six members. A person does not
19 have a right to a trial by jury for a crime for which an individual may be confined for a period of
20 not more than six months. All verdicts must be unanimous.