
SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed House Bill No. 940 by Representative Montoucet

1 AMENDMENT NO. 1

2 On page 1, line 5, after "approval;" insert "to provide with respect to jury procedure for
3 capital and non-capital cases;"

4 AMENDMENT NO. 2

5 On page 2, line 4, after "attorney." insert the following:

6
7 "A criminal case in which the punishment may be capital shall be tried before a jury of
8 twelve persons, all of whom must concur to render a verdict. A case in which the
9 punishment is necessarily confinement at hard labor shall be tried before a jury of twelve
10 persons, all of whom must concur to render a verdict. A case in which the punishment may
11 be confinement at hard labor or confinement without hard labor for more than six months
12 shall be tried before a jury of six persons, all of whom must concur to render a verdict. The
13 accused shall have a right to full voir dire examination of prospective jurors and to challenge
14 jurors peremptorily. The number of challenges shall be fixed by law. Except in capital
15 cases, a defendant may knowingly and intelligently waive his right to a trial by jury."

16 AMENDMENT NO. 3

17 On page 2, line 15, after "approves" insert "and provide with respect to jury procedure for
18 capital and non-capital cases, voir dire examination, and waiver of trial by jury"