

1-1 By: Hughes, Pena (Senate Sponsor - Ratliff) H.B. No. 830  
1-2 (In the Senate - Received from the House May 6, 2003;  
1-3 May 8, 2003, read first time and referred to Committee on Criminal  
1-4 Justice; May 23, 2003, reported favorably by the following vote:  
1-5 Yeas 4, Nays 0; May 23, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the number of jurors required for certain district  
1-9 court criminal trials.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Article 33.01, Code of Criminal Procedure, is  
1-12 amended to read as follows:

1-13 Art. 33.01. JURY SIZE [~~7~~, ~~WHEN OF TWELVE~~, ~~WHEN OF SIX~~]. (a)  
1-14 Except as provided by Subsection (b), in [~~in~~] the district court,  
1-15 the jury shall consist of twelve qualified jurors. In [~~in~~] the  
1-16 county court and inferior courts, the jury shall consist of six  
1-17 qualified jurors.

1-18 (b) In a trial involving a misdemeanor offense, a district  
1-19 court jury shall consist of six qualified jurors.

1-20 SECTION 2. This Act takes effect January 1, 2004, but only  
1-21 if the constitutional amendment proposed by the 78th Legislature,  
1-22 Regular Session, 2003, permitting six-person juries in district  
1-23 court misdemeanor trials is approved by the voters. If that  
1-24 amendment is not approved by the voters, this Act has no effect.

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