

1-1 By: Eltife S.B. No. 1744  
1-2 (In the Senate - Filed March 9, 2007; March 21, 2007, read  
1-3 first time and referred to Committee on Jurisprudence;  
1-4 April 10, 2007, reported favorably by the following vote: Yeas 5,  
1-5 Nays 0; April 10, 2007, sent to printer.)

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

1-8 relating to the right to a jury trial in juvenile cases.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Subsection (c), Section 54.03, Family Code, is  
1-11 amended to read as follows:

1-12 (c) Trial shall be by jury unless jury is waived by the child  
1-13 and the child's attorney in accordance with Section 51.09, with the  
1-14 consent and approval of the court and the attorney representing the  
1-15 state. If the hearing is on a petition that has been approved by the  
1-16 grand jury under Section 53.045, the jury must consist of 12 persons  
1-17 and be selected in accordance with the requirements in criminal  
1-18 cases. Jury verdicts under this title must be unanimous.

1-19 SECTION 2. The change in law made by this Act applies to a  
1-20 juvenile court proceeding that commences on or after the effective  
1-21 date of this Act. A juvenile court proceeding that commences before  
1-22 the effective date of this Act is covered by the law in effect when  
1-23 the proceeding commenced, and the former law is continued in effect  
1-24 for that purpose.

1-25 SECTION 3. This Act takes effect September 1, 2007.

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