

By: Zaffirini

S.B. No. 46

A BILL TO BE ENTITLED

AN ACT

1
2 relating to allowing judges to use juror identification numbers
3 when polling the jury.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Article 37.05, Code of Criminal Procedure, is
6 amended to read as follows:

7 Art. 37.05. POLLING THE JURY. (a) The State and ~~[or]~~ the
8 defendant each ~~[shall]~~ have the right to have the jury polled, which
9 is done by calling separately the name or identification number of
10 each juror and asking the juror ~~[him]~~ if the verdict is the juror's
11 ~~[his]~~. If all jurors, when asked, answer in the affirmative, the
12 verdict shall be entered upon the minutes; but if any juror answers
13 ~~[answer]~~ in the negative, the jury shall retire again to consider
14 its verdict.

15 (b) For the purposes of polling the jury in Subsection (a),
16 the judge may assign each juror an identification number to use in
17 place of the juror's name.

18 SECTION 2. This Act takes effect September 1, 2017.