

1 Delegate Willoner.

2 DELEGATE WILLONER: This doesn't spell out just
3 what the jurisdiction of the district court will be in this
4 particular area.

5 Therefore, it is quite possible that the legis-
6 lature could, although it is unlikely, establish that the
7 most serious crimes could be tried with a six-man jury.
8 This is dangerous unless it is more carefully drafted.

9 THE CHAIRMAN: Will Delegate Henderson yield the
10 floor to answer a question by Delegate Marion?

11 DELEGATE HENDERSON: I yield.

12 THE CHAIRMAN: Delegate Marion.

13 DELEGATE MARION: Is it your intention that if
14 the General Assembly should provide for a six-man jury
15 at the district court level that that provision would
16 satisfy the Constitutional right spelled out in Section
17 5(A) of the right to have a trial by an impartial jury
18 of 12?

19 THE CHAIRMAN: Delegate Henderson.

20 DELEGATE HENDERSON: Well, I think they are
21 both part of the same section, they have to be construed