

1 we should be careful to put in a provision so that juries
2 in civil cases will either be six or twelve.

3 I see the likelihood of experimentation in the
4 Legislature with numbers of jurors between six and twelve,
5 and rather than have that, inasmuch as we are writing a
6 Constitution, I think that we ought to set forth certain
7 guidelines, and it would seem to me that the correct
8 constitutional language would be to set a minimum and a
9 maximum without allowing for anything in between, and I
10 recommend that the Committee of the Whole seriously con-
11 sider this amendment to the section so that civil juries
12 will either be six or twelve, as provided by law.

13 THE CHAIRMAN: Are there any questions of the
14 sponsor of the amendment?

15 Delegate Schneider.

16 DELEGATE SCHNEIDER: Delegate Johnson, I don't
17 understand what the magic is in six and twelve. I just
18 can't understand what would be wrong with seven, eight,
19 nine, ten, eleven and if we are going to leave this flex-
20 ible for the Legislature, why not do that? Why not put in
21 an amendment the Legislature shall establish the size of