

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
107TH LEGISLATURE

HOUSE AMENDMENT " A " to COMMITTEE AMENDMENT
"A" to S. P. 16, L. D. 90, Bill, "AN ACT
to Provide for 6-person Juries in Civil Cases."

Amend said amendment by striking out every-
thing after the first paragraph and inserting
in place thereof the following:

'Further amend said Bill by inserting in the
last line before the Statement of Fact, before
the underlined figure "6" the following underlined
words: 'not less than'

Further amend said Bill by inserting in the
last line before the Statement of Fact after the
word "jurors" the following underlined words and
punctuation: '; provided, however, that the
parties to a civil suit may stipulate that the
jury may consist of any number less than 6
jurors'

Further amend said Bill by inserting at
the end before the Statement of Fact the
following:

'Sec. 2. 14 MRSA §1354, as amended by PL
1971, c. 581, §2, is repealed and the following
enacted in place thereof:

§1354. Less than unanimous verdict or finding

In the trial of all civil suits in the
Superior Court of this State, if a number of
jurors equal to at least 3/4 of the total number
of jurors serving on a jury agree on a verdict
or finding, they shall return it into court as
the verdict or finding of that jury and the
trial judge shall so instruct the jury; provided,
however, that the parties to a civil suit may

stipulate that a verdict or finding of a stated majority of the jurors shall be taken as the verdict or finding of the jury.'

Statement of Fact

The intent of this amendment is to make it mandatory that any verdict in a civil suit shall be returned when at least 3/4 of the total number of jurors have agreed.

Filed by Mr. Hewes of Cape Elizabeth.

Reproduced and distributed under the direction of the Clerk of the House.

2/21/75

(Filing No. H-34)