

MAINE STATE LEGISLATURE

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SEVENTY-SECOND LEGISLATURE

SENATE.

No. 210

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND FIVE.

AN ACT amending section eighty-eight of chapter eighty-four
of the Revised Statutes relating to challenging of jurors.

*Be it enacted by the Senate and House of Representatives in
Legislature assembled, as follows:*

Section eighty-eight of chapter eighty-four of the Revised
2 Statutes is hereby amended by striking out in the seventeenth
3 line thereof the word "two" and inserting in place thereof
4 the word 'four,' so that said section as amended shall read as
5 follows:

'Section 88. When venires for jurors are returned to
7 court, the clerk shall, at the commencement of each term,
8 prepare separate alphabetical lists of the names of the several
9 persons returned as traverse jurors; and the court in
10 impaneling them, shall cause the names of the first two per-

11 sons who attend, to be called, who shall be first sworn and
12 then the others in succession, as they are named on the list,
13 and in such divisions as the court directs, or all at the same
14 time; and the first twelve shall compose the first jury; and
15 the next twelve, on the same list, shall be impaneled and
16 sworn in like manner, and shall compose the second jury;
17 but before proceeding to the trial of any civil or criminal
18 case, other than for an offense punishable by imprisonment
19 for life, the clerk may, under direction of court, at the request
20 of either party, place the names of all jurors legally sum-
21 moned and in attendance, and not engaged in the trial of
22 any cause, separately upon tickets in a box, and the names
23 shall be drawn from the box by the clerk, after having been
24 thoroughly mixed, one at a time, for the purpose of consti-
25 tuting a jury; and each party may peremptorily challenge
26 four jurors; but in such case all peremptory or other chal-
27 lenges and objections to a juror drawn, if then known, shall
28 be made and determined, and the juror sworn or set aside,
29 before another name is drawn, and so on until the panel is
30 completed. A new jury shall be thus drawn for the trial of
31 each cause; and after the panel is thus completed, the pre-
32 siding justice shall appoint a foreman for the trial of the
33 case.'

STATE OF MAINE.

IN SENATE, March 10, 1905.

Reported by Mr. PIERCE from Committee on Legal Affairs and laid
on table to be printed under joint rules.

KENDALL M. DUNBAR, *Secretary*.