

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 116

Short Title: Evidence In Jury Room w/o Parties' OK.

(Public)

Sponsors: Representatives Hackney; Bowman, Braswell, Moore, and Richardson.

Referred to: Judiciary I.

February 10, 1993

A BILL TO BE ENTITLED

1 AN ACT TO PERMIT THE TRIAL JUDGE TO ALLOW JURORS TO TAKE
2 EXHIBITS AND WRITINGS INTO THE JURY ROOM WITHOUT THE
3 PARTIES' CONSENT.
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5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 15A-1233(b) reads as rewritten:

7 "(b) Upon request by the ~~jury and with consent of all parties,~~ jury, the judge may
8 in his discretion permit the jury to take to the jury room exhibits and writings which
9 have been received in evidence. If the judge permits the jury to take to the jury room
10 requested exhibits and writings, he may have the jury take additional material or first
11 review other evidence relating to the same issue so as not to give undue prominence to
12 the exhibits or writings taken to the jury room. If the judge permits an exhibit to be
13 taken to the jury room, he must, upon request, instruct the jury not to conduct any
14 experiments with the exhibit."

15 Sec. 2. This act becomes effective October 1, 1993, and applies to trials
16 begun on or after that date.