

**DRAFT Previously Circulated Revisions to Standards for Panel Sizes DRAFT**

**Barring an exception made by the chief judge of each judicial circuit on a case-by-case basis, the panel sizes for any trial should be as follows:**

<b>Case Type</b>	<b>Current Standard</b>	<b>Proposed Standard</b>	<b>Acceptable Deviations* (with approval of chief judge or designee)</b>
Death penalty cases	No greater than 50	No greater than 50	Plus 3 for each additional defendant; or Plus 3 for lengthy trials; or Plus 3 for high profile trials; or Plus 3 for extraordinary circumstances.
Other 12 person juries (criminal or civil) and life felonies	No greater than 30	No greater than 40	Plus 3 for each additional defendant/party; or Plus 3 for lengthy trials; or Plus 3 for high profile trials; or Plus 3 for extraordinary circumstances.
Sexual battery cases w/ child	No greater than 22	No greater than 30	Plus 3 for each additional defendant; or Plus 3 for lengthy trials; or Plus 3 for high profile trials; or Plus 3 for extraordinary circumstances.
Sexual battery cases no child	No greater than 22	No greater than 25	Plus 3 for each additional defendant; or Plus 3 for lengthy trials; or Plus 3 for high profile trials; or Plus 3 for extraordinary circumstances.
Other circuit criminal cases	No greater than 22	No greater than 22	Plus 2 for each additional defendant; or Plus 2 for lengthy trials; or Plus 2 for high profile trials; or Plus 2 for extraordinary circumstances.
Other circuit civil cases	No greater than 16	No greater than 22	Plus 2 for each additional party; or Plus 2 for lengthy trials; or Plus 2 for high profile trials; or Plus 2 for extraordinary circumstances.
Domestic violence cases	No greater than 14	No greater than 16	Plus 2 for each additional party; or Plus 2 for lengthy trials; or Plus 2 for high profile trials; or Plus 2 for extraordinary circumstances.
Driving under the influence cases	No greater than 14	No greater than 16	Plus 2 for each additional defendant; or Plus 2 for lengthy trials; or Plus 2 for high profile trials; or Plus 2 for extraordinary circumstances.
Other county cases	No greater than 14	No greater than 14	Plus 2 for each additional defendant/party; or Plus 2 for lengthy trials; or Plus 2 for high profile trials; or Plus 2 for extraordinary circumstances.

\* These deviations are designed to provide additional flexibility above and beyond case-by-case exceptions by chief judges. These deviations from the standards must be approved by the chief judge or his/her designee. Deviations may be cumulative given case specifics. However, such deviations should not exceed 20 jurors above the proposed standard. Lengthy trials are those predicted to last more than five days. High profile trials are those receiving a significant amount of publicity as determined by the chief judge or his/her designee. Extraordinary circumstances are any other factors that may impact the voir dire process as determined by the chief judge or his/her designee.

Note: Similar revisions were previously circulated for consideration and were developed based on input from chief judges, judges, trial court administrators, and trial court staff following the recently completed analysis regarding the applicability of the current standards for jury panel utilized in the Florida Courts (see White Paper dated May 2004).