

Rule Change 2003(1)

**The Colorado Rules of Civil Procedure
CHAPTER 5. TRIALS
RULE 47. JURORS**

The following rules are amended and adopted as of February 19, 2003:

RULE 47. JURORS

(a) [*** NO CHANGE]

(b) **Alternate Jurors.** The court may direct that one or two jurors in addition to the regular panel be called and impaneled to sit as alternate jurors. Alternate jurors in the order in which they are called shall replace jurors who, prior to the time the jury retires to consider its verdict, become unable or disqualified to perform their duties. An alternate juror who does not replace a principal juror shall not be discharged ~~after~~until the jury ~~retires to consider~~renders its verdict, ~~or until such time as determined by the court. If the court and the parties agree, alternate jurors may deliberate and participate fully with the principal jurors in considering and returning a verdict.~~ If one or two alternate jurors are called each side is entitled to one peremptory challenge in addition to those otherwise allowed. The additional peremptory challenge may be used only against an alternate exercised as to any prospective juror, and the other peremptory challenges allowed shall not be used against the alternates.

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(c) – (t) [*** NO CHANGE]

(u) Juror Questions. Jurors shall be allowed to submit written questions to the court for the court to ask of witnesses during trial, in compliance with procedures established by the trial court. The trial court shall have the discretion to prohibit or limit questioning in a particular trial for good cause.

Adopted by the Court, En Banc, February 19, 2003, effective July 1, 2003.

BY THE COURT:

**Rebecca Love Kourlis
Justice, Colorado Supreme Court**