

IN THE SUPREME COURT OF THE STATE OF ALASKA

ORDER NO 735

Amending Criminal Rule
27(e)(2) to Allow the
Judge Discretion in
Sequestering a Jury.

IT IS ORDERED:

Criminal Rule 27(e)(2) is amended as follows:

(2) The jury shall be and remain under the charge of an officer of the court until they agree upon their verdict or are discharged by the court; except that the court [WITH THE AGREEMENT OF THE PARTIES,] may permit the jurors to adjourn their deliberations and return to their homes for reasonable periods of rest. Such periods of adjournment for rest shall be ordered only after hearing from all parties outside the presence of the jury; however, a request for overnight sequestration shall be made by the parties before the jury is sworn unless good cause is shown for a later request. The admonition set forth in section (c) shall be given before any adjournment for rest, and the court shall specifically state that no deliberations are to take place unless all jurors are present in the jury room.

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DATED: July 24, 1986

EFFECTIVE DATE: December 15, 1986

Chief Justice Rabinowitz

Justice Burke

Justice Matthews

Justice Compton

Justice Moore