

**THE CODE OF CRIMINAL PROCEDURE (EXCERPT)**  
**Act 175 of 1927**

**774.18 New jury; continuation of proceedings; consent to trial by court.**

Sec. 18. If the police officer to whom the venire is delivered fails to return the venire as required, or if the jury fails to agree and is discharged by the municipal court, a new jury shall be selected and summoned in the same manner and the proceedings shall be continued as prescribed in sections 12 to 17 of this chapter, unless the accused consents to be tried by the court. If the accused consents to a trial by the court, the municipal court shall proceed to the trial of the issue as if a jury had not been demanded.

**History:** 1927, Act 175, Eff. Sept. 5, 1927;—CL 1929, 17443;—CL 1948, 774.18;—Am. 1980, Act 506, Imd. Eff. Jan. 22, 1981.

**Former law:** See section 12 of Ch. 94 of R.S. 1846, being CL 1857, § 3935; CL 1871, § 5536; How., § 7103; CL 1897, § 1030; and CL 1915, § 15780.