

Rule 47. Selecting Jurors

(a) **Examination of Jurors.** The court must conduct the examination of prospective jurors and must permit such supplemental examination by counsel as it deems proper.

(b) **Challenges to Jurors.** Peremptory challenges to jurors and challenges for cause are governed by NRS Chapter 16.

(c) Alternate Jurors.

(1) In addition to the regular jury, the court may direct that alternate jurors be called and impaneled to sit. Alternate jurors in the order in which they are called must replace jurors who become or are found to be unable or disqualified to perform their duties. Alternate jurors must be drawn in the same manner, must have the same qualifications, must be subject to the same examination and challenges, must take the same oath, and must have the same functions, powers, facilities, and privileges as the regular jurors. An alternate juror may replace a regular juror during trial or after the jury retires to consider its verdict. If an alternate juror replaces a regular juror after the jury has retired to deliberate, the court must recall the jury, seat the alternate, and resubmit the case to the jury. Alternate jurors must be discharged when the regular jury is discharged.

(2) Each side is entitled to one additional peremptory challenge for every two alternate jurors that are to be impaneled. The additional peremptory challenges may be used against an alternate juror only, and the regular peremptory challenges allowed by law must not be used against an alternate juror.

Advisory Committee Note—2018 Amendment

The previous Nevada rule was retained, with an added cross-reference to the NRS provisions governing challenges to jurors. Rule 47(c), formerly Rule 47(b), retains the provision for alternate jurors, whereas the federal rule was amended in 1991 to abolish alternate jurors. The rule has been amended to allow alternate jurors

to replace regular jurors during jury deliberation, consistent with NRS Chapter 16. Rule 47 should be interpreted in harmony with NRS Chapter 16. The Nevada rule does not incorporate FRCP 47(c).