THE Constitution

OF"THE COMMONWEALTH OF PENNSYL-

VANIA. AS AMENDED BY THE CONVENTION OF ONE THOUSAND EIGHT HUNDRED AND THIRTY-SEVEN-THIRTY-EIGHT.

AMENDMENTS IN italic, AND IN BRACKETS, THUS []

WE, the people of the Commonwealth of stitution for its Government.

ARTICLE I. Section I. The legislative power of this Commonwealth-shall be vested in a General Assembly, which shall consist of a Senate and House of Representatives:

Section II. The representatives shall be chosen annually by the citizens of the city of on the second Tuesday of October.

Section III. No person shall be a representative who shall not have attained the age of twenty-one years, and have been a citizen and inhabitant of the State three years next precedling his election, and the last year thereof an inhabitant of the district in and for which he ---shall-be-chosen a-representative, unless he shall have been absent on the public business of the United States or of this State.

Section IV. Within three years after the first-meeting of the General Assembly, and within every subsequent term of seven years, . an enumeration of the taxable inhabitants shall be made in such manner as shall be directed by law. The number of representatives shall tioned among the city of Philadelphia and the be less than sixty nor greater than one hundred. Each county shall have at least one representative, but no county hereafter erected shall be entitled to a separate representation until a sufficient number of taxable inhabitants shall be contained within it, to entitle them to one representative agreeably to the ratio which -shall then be established.

Section V. The senators shall be chosen for three years by the citizens of Philadelphia and nor-within-ten-days (Sundays-excepted) after it three years by the citizens of Financipina and shall have been presented to him, it shall be a son, felony, and breach or surety of the peace, be prive provide by law, the number of persons in each county who same manner, and at the same places where less the General Assembly by their adjourn- and in-going to and returning from them they shall vote for representatives. ment, prevent its return, in which case it shall

Section VI. The number of senators shall, at the several periods of making the enumeration before mentioned, he fixed by the legisla- after their next meeting. ture and apportioned among the districts formed as hereinafter directed, according to the vote to which the concurrence of both houses number of taxable inhabitants in each; and may be necessary (except on a question of adshall never be less than one-fourth, nor greater Journment) shall be presented to the Goverthan one-third, of the number of representations, and before it shall take effect, be approved

in districts, to be formed by the legislature; the rules and limitations prescribed in case of [but no district shall be so formed as to enti- a bill. tle it to elect more than two senators, unless the number of taxable inhabitants in any city be hereafter created, renewed or extended, honour, trust or profit, under this Commonwealth: ing; neither the city of Philadelphia nor any for a longer period than twenty years, and

wno snail not have attained the age of twentyfive years and have been a citizen and inhabitant of the state four years next before his ethe commonwealth, in such manner however of the fourty; in-Justices of the Peace, and in-such the peace or aldermen without the consent of a majority

other Court, and a Court of Quarter Sessions of the Peace, and in-such the peace or aldermen without the consent of a majority

other Court, and a Court of Quarter Sessions of the Peace, and in-such the peace or aldermen without the consent of a majority

other Court, and a Court of Quarter Sessions of the Peace, and in-such the peace or aldermen without the consent of a majority

other Court, and a Court of Quarter Sessions of the Peace, and in-such the peace or aldermen without the consent of a majority that no injustice shall be dong to the corporalection, and the last year thereof an inhabitant that no injustice shall be dong to the corporaof the district for which he shall be chosen, tors. No law hereafter enacted, shall create, time establish. unless he shall have been absent on the public renew or extend the charter of more than one business of the United States or of this State; corporation.] fand no person elected as aforesaid, shall hold said office after he shall have removed from such district 1.

Section IX. [The senators who may be e--been-elected---

Section X. The General Assembly shall meet directed by law. on the first Tuesday of Junuary, in every year, Section III. The Governor-shall-hold his office du

Speaker and other officers; and the Senate shall holding it longer than six in any term of nine years.

tions shall be determined by a committee to be States or of this State. selected, formed and regulated in such manner Section V. No member of Congress or person hold as shall be directed by law. A majority of ing any office under the United States or this State shall each house shall constitute a quorum to do but exercise the office of Governor. siness; but a smaller number may adjourn from Section VI. The Governor shall at stated times reday to day, and may be authorized by law to celve for his services, a compensation, which shall be -compel-the attendance of absent members, in neither-increased nor diminished during the period for such manner and under such penalties as may which he shall have teen elected.

-e-providedthe rules of its proceedings, punish its mem- litia, except when they shall be called into the actual bers for disorderly behaviour, and with the service of the United States: concurrence of two-thirds, expel a member, but not a second, time for the same cause; monwealth during pleasure, and he shall nominate and be sitting in the same county. The party accused, as and shall have all other powers necessary for by and with the advice and consent of the Senate appoint well as the Commonwealth, may, under such regula-

a branch of the legislature of a free State. have power to enact laws annulling the con- lo fill all vacancies that may happen in such judicial off. Supreme Court. the courts of this commonwealth are or may sions which shall expire at the end of their next session: courts of common pleas, shall, beside the powers hereto-

Section XV. Each house shall keep a journal of its proceedings, and publish them weekjecting the nominations of the Governor, the vote shall be ing of testimony, the obtaining of evidence from places
ly, except such parts as may require secrecy: taken by year and nays. and the year and nays of the members on any Section IX. If e shall have power to romit fines and estates of those who are non comported mention, to support the constitution of this Common. Iy of the members elected to each House, such proposition.

hat in which the two houses shall be sitting. Section XVIII. The Senators and represenof the treasury of the Commonwealth. They he shall think proper, not exceeding four months. breach or surety of the peace, be privileged faithfully executed. or questioned in any other place.

Pennsylvania, Ordain and establish this Con- shall, during the time for which he shall have or removal, shall occur within three calendar months im be justices of the peace, so far as relates to criminal been elected, be appointed to any civil office mediately preceding such next annual election, in which matters. been created, or the emoluments of which shall annual election of representatives. And if the trial of and granting letters of administration, and an office for no preference shall ever be given, by law, to any rehave been increased during such time: and no a contested election shall continue longer than until the the recording of deeds, shall be kept in each county. member of Congress or other person holding third Monday of January next ensuing the election of Section XI: The style of all process shall be "The any office (except of attorney at fliw and in the Governor, the Governor, the Governor, the Governor of the last year of the Speaker Commonwealth of Pennsylvania." All prosecutions of a God and a future state of rewards and publish operation, it is hereby declared and ordained, That militia) under the United States or this Com- of the Senate who may be in the exercise of the ex- shall be carried on in the name and by the authority of ments, shall on account of his religious sentiments be . Philadelphia and of each county respectively during his continuance in Congress or in of- termination of such contested election, and until a Gov- "against the peace and dignity of the same."

Section XX. When vacancies happen in either house the Speaker shall issue writs of election to fill such vacancies. ,

Section XXI. All bills for raising revenue shall originate in the house of representatives, but the Senate may propose amendments as in shall perform such other duties as shall be enjoined ernor. They shall hold their offices for three years, if other bills.

Section XXII. No money shall be drawn from the treasury but in consequence of ap-

propriations made by law. at the several periods of making such enumer-originated, who shall enter his objections at United States who had previously been a qualified voter Those who conscientiously strople to bear arms, shall enter his objections at United States who had previously been a qualified voter Those who conscientiously strople to bear arms, shall tioned among the city of Philadelphia and the consider it. If, after re-consideration, two-who shall have resided in the election district, and paid for personal service. several countries, according to the number of thirds of that house shall agree to pass the bill, taxes as aforesaid shall be entitled to vote after residing yeas and nays, and the names of the persons laxes. voting for or against the bill shall be entered any bill shall not be returned by the Gover- shall vote viva voce. law in like manner as if he had signed it, un-

-Section XXIV. Every order, resolution or by him, or being disapproved, shall be repasssection VII. The senators shall be chosen cd by two-thirds of both houses according to under this Commonwealth shall be chosen cd by two-thirds of both houses according to under this Commonwealth shall be liable to impeach-

be a law, unless sent back within three days

Section XXV. [No corporate body shall or county shall, at any time, be such as to entitle it to elect more than two, but no city or out six months previous public notice of the county shall be entitled to elect more than four intended application for the same in such mansenators;] when a district shall-be-composed as shall be prescribed by law. Nor shall any of two or more counties, they shall be adjoin- charter for the purpose aforesaid, be granted county shall be divided in forming a district. every such charter shall contain a clause re-Section VIII. No person shall be a senator, serving to the legislature the power to alter, of Oyer and Terminer and General Jail Delivery, in a be directed by law, and shall be commissioned by the Court of Common Pleas, Orphans' Court, Register's Governor for a term of five years; but no township,

ARTICLE II. -

Section I, The supreme Executive power of this Commonwealth shall he rested in a Governor

Section II. The Governor shall be chosen on the seclected at the first general election after the a- on Tuesday of October, by the citizens of the Comdoption of the amendments to the constitution monwealth, at the places where they shall respectively min Pleas and of such other Courts of Record as are or limits of the country or counties out of which it shall tion, shall be divided by lot into three classes, vote for representatives. The returns of every elec-The seats of the senators of the first class shall tion for Governor shall be sealed up and transmitted to be vacated at the expiration of the first year; the soat of government, directed to the Speaker of the of the second class at the expiration of the sec- | Senate, who shall open and publish them in the presond year; and of the third class at the expiratione of the members of both houses of the legislature. tion of the third year; so that thereafter one- The person having the highest number of votes shall third of the whole number of senators may be be Governor. But if two or more shall be equal and chosen every year. The senators elected be- highest in votes, one of their shall be chosen Coverfore the amendments to the constitution shall nor by the joint vote of the members of both Houses. be adopted, shall hold their offices during the Contested elections shall be determined by a Con mitterms for which they shall respectively have tee to be selected from both houses of the legislature, and formed and regulated in such manner as shall be

tinless adoner convened by the Governor. fing three years from the third Tuesday of January Section XI. Each house shall choose its next ensuing his election, and shall not be capable of also choose a Speaker pro fempore, when the Section IV. He shall be at least thirty years of age

Speaker shall exercise the office of Governor, and have been a citizen and an inhabitant of this State Section XII. Each house shall indge of the seven years next before his election; Inless he shall qualifications of its members. Contested elec- have been absent on the public business of the United

Section VII. IJe shall be commander in chief of the Section XIII. Each house may determine army and navy of this Commonwealth, and of the mi-

Section VIII. He shall appoint a Secretary of the Comall judicial officers of courts of record, unless otherwise tions as shall be prescribed by law, remove the indict-Section XIV. [The legislature shall not provided for in this Constitution. He shall have power ment and proceedings or a transcript thereof, into the tract of marriage in any case where, by law, sas during the recess of the Senate, by granting commishereafter be empowered to decree a divorce.] Provided, that in acting on executive nominations the fore usually exercised by them, have the power of a Senate shall sit with open doors, and in confirming or re- court of Chancery, so far as relates to the perpetuat-

atives shall receive a compensation for their greement between the two houses, with respect to the them, shall compose the register's court of each counservices to be ascertained by law, and paid out time of adjournment, adjourn them at such time as ty-

sion of their respective houses, and in going the Governor, or his removal from office, the Speaker to cause their proceedings to be brought before them, they may think proper to and returning from the same. And for any of the Senate shall exercise the office of Governor, un- and the like right and justice to be done. peech or debate in either frouse, they shall not til another Governor shall be duly qualified; but insuch case another Governor shall be chosen at the next aunual cuit within such circuit, and the judges of the court of tates of their own consciences; no man can, of right, be five years; Provided, that if more than one amend-Section XIX. No Senator or representative election of representative election of representative election of representative election free such death, resignation common pleas within their respective counties, shall compelled to attend, resignation representative election of representatives, unless such death, resignation representative election of representative election of representative election of representative election of representative election under this Commonwealth which shall have case a Governor shall be chosen at the second succeeding | Section X. A register's office, for the probate of wills control or interfere with the rights of conscience; and monwealth, shall be a member of either house ecutive authority; shall continue therein lintil the de-the Commonwealth of Pennsylvania, and concluded; disqualified to field the or place of trust or profit the time when the said alterations and amendments in ernor shall be duly qualified as aforesaid.

Section XV. The Secretary of the Commonwealth, shall keep a fair register of all the official acts and proceedings of the Governor, and shall when required, lay the same and all papers, minutes and vouchers relative thereto, before either branch of the legislature, and

ARTICLE III.

kim by law.

Section 1. In elections by the citizens every whitefree-Section XXIII. Every bill which shall have this State one year, and in the election district where he of- to continue until the next general election, and until a passed both houses shall be presented to the fers to vote ten days immediately preceding such election, successor shall be chosen and qualified as aforesaid. Governor. If he approve he shall sign it, but and within two years paid a State or County tax, which Section 11. The freemen of this commonwealth shall if he shall not approve he shall return it with shall have been assessed at least ten days before the election, be armed, organized and disciplined for its defence, his objections to the house in which it shall have shall enjoy the rights of an elector. But a citizen of the when and in such manner as may be directed by law. large upon their journals and proceed to re- of this State and removed therefrom and returned, and not be compelled to do so, but shall pay an equivalent it shall be sent with the objections to the other in the State six months, Provided, that white freemenhouse by which likewise it shall be re-consid- citizens of the United States, between the ages of twenty, if they to long behave themselves well. Prothonotaries ered, and if approved by two-thirds of that one and twenty-two years, and having resided in the State, and clerks of the several other courts, Recorders of deeds, house it shall be a law. But in such cases the one years and in the election district ten days as aforesaid, and Registers of wills, shall at the times and places of votes of both houses shall be determined by shall be entitled to vote, although they shall not have paid election of representatives, be elected by the qualified elec-

Section III. Electors shall in all cases, except trea-

ARTICLE IV. Section I. The House of Representatives shall have he sole power of impeaching.

Section II. All impeachments shall be tried by the Senate; when sitting for that purpose, the Senators shall victed without the concurrence of two thirds of the members present.

Section III. The Governor, and all other civil officers ment for any misdemeanor in office. But-judgment, in such cases, shall not extend further than to removal from office, and disqualification to hold any office of The party, whether convicted or acquitted, shall never- by the Governor. theless be liable to indictment, trial, judgment, and punshment according to law.

ARTICLE V.

Section I. The judicial power of this Commonwealth, shall be vested in a Supreme Court, in Courts the qualified voters thereof, in such number as shall

Section II. The judges of the Supreme Court, of the of the Senute appointed and commissioned by him. The well. The president judges of the several Courts of Com-The judges of the Supreme Court and the presidents of the the term for which he shall have been elected.] several Courts of Common Pleas shall at stated times perquisites of office, nor hold any other office of profit un- misbehaviour in office or of any infamous crime.]

Courts. shall by virtue of their offices, be justices of Oyer and and all its disqualifications.] Terminer and General Jail Delivery, in the several

counties: Section V. The judges of the Court of Common Pleas, in each county, shall by vitue of their offices, be justices of Oyer and Terminer and General jail delivery, for the trial of capital and other offenders therein; any two of the said Judges, the president being one, shall be a quorum; but they shall not hold a court of over and terminer, or jail delivery, in any county, when the judges of the Supreme court, or any of them, shall

Section VI. The Supreme Court, and the several not within the State, and the care of the persons and executive and judicial, shall be bound by oath or af-Section XVI. The doors of each house and Section X. He may require information in writing, cessary; and may, from time to time, enlarge or dimin-

three days, nor at any other place than measures as 30 snan lings expedient.

Section XII., He, may on extraordinary occasions, of the peace, and orpans' court thereof; and the register protecting property: and reputation, and of pursuing Commonwealth shall cause the same again to be pubconvene the General Assembly; and in case of disa- of will's together with the said judges, or any two of their own happiness.

shall in all cases except treason, felony and Section XIII. He shall take care that the laws be pleas shall, within their respective counties have the For the advancement of these ends, they have, at all lattire shall prescribe; and if the people shall approve like powers with the judges of the Supreme Court, to times, an unalienable and indefeasible tight to alter, re- and ratify such amendment or amendments by a majorifrom arrest during their attendance at the ses- Section XIV. In case of the death or resignation of issue write of certiorari to the justices of the peace, and form or abolish their government, in such manner as ly of the qualified voters of this State voting thereon.

ARTICLE VI.

Section I. Sheriffs and coroners shall, at the times and places of election of representatives, be chosen by the citizens of each county. One person shall be chosen for each office, who shall be commissioned by the Govthey shall so long behave themselves well, and until a successor be duly qualified; but no person shall be twice chosen or appointed sheriff, in any term of six years. Vacancies in either of the said offices shall be nan of the age of twenty-one years, having resided in filled by an appointment, to be made by the Governor,

Section III. Prothonolaries of the Supreme Court shall be oppointed by the said Court for the term of three years tors of each county, or the districts over which the jurisdic-Section II. All elections shall be by ballot, except tion of said courts extends, and shall be commissioned by on the journals of each house respectively. If those by persons in their representative capacities, who the Governor. They shall hold their offices for three years if they shall so long behave themselves well, and until their successors shall be duly qualified. The legislature shall ileged from arrest, during their attendance on elections, shall hold said offices, and how many and which said offices shall be held by one-person. Vacancies in any-of the said-offices shall be filled by appointments to be made by the Governor, to continue until the next general election, and until successors shall be elected and qualified as afore-

> Section IV. Prothonotaries, clerks of the peace and be upon onth or affirmation. No person shall be conand sheriffs, shall keep their offices in the county town of the county in which they, respectively, shall be officers, unless when the Governor shall, for special reasons, dispense therewith, for any term not exceeding. five years after the county, shall have been erected. Section V. All commissions shall be in the name and by the authority of the Commonwealth of Pennsylvania, and be scaled with the State scal, and signed

> > Section VI: A State Treasurer shall be elected an nually, by joint vote of both branches of the legislature. Section VII. Justices of the peace or aldermen shall be elected in the several wards, boroughs, and townships at the time of the election of constables by

borough.] Section VIII. [All officers whose election or appointseveral Courts of Common Pleas, and of such other Courts ment is not provided for in this constitution, shall be of Record as are or shall be established by law, shall be elected or appointed as shall be directed by law. No nominated by the Governor, and by and with the consent person shall be appointed to any office within any county who shall not have been a citizen and an injudges of the Supreme Court shall hold their offices for the habitant therein one year next before his appointment, term of fifteen years if they shall so long behave themselves if the county shall have been so long erected; but if it shall not have been so long crected, then within the shall be established by law, and all other judges required have been taken. No member of congress from this to be learned in the law, shall hold their offices for the state, or any person holding or exercising any office or term of ten years if they shall so long behave themselves appointment of trust or profit under the United States, well. The Associate judges of the Courts of Common shall at the same time hold or exercise any office in Pleas shall hold their offices for the term of five years if this state, to which a salary is, or fees or perquisites they shall so long behave themselves well. But for any are hy law, ar nexed; and the legislature may by law reasonable cause which shall not be sufficient ground of declare what State offices are incompatible. No memimpeachment, the Governor may remove any of them on ber of the Senate or of the house of representatives the address of two-thirds of each branch of the legislature. shall be appointed by the Governor to any office during

Section IX. [All officers for a term of years shall receive for their services an adequate compensation to be hold their offices for the terms respectively, specified, fixed by law, which shall not be diminished during their only on the condition that they so long behave themcontinuance in office, but they shall receive no fees or selves well; and shall be removed on conviction of

der this Commonwealth.

Section X. [Any person who shall, after the adoption III. Until otherwise directed by law, the fron of the amendments proposed by this Convention Section X. [Any person who shall, after the adon-Courts of Common Pleas shall continue us at present es- to the Constitution, fight a duel or send a challenge for tablished. Not more than five counties shall at any time that purpose, or be aider or abetter in fighting a duel, be included in one judicial district organized for said shall be deprived of the right of holding any office of honor or profit in this State, and shall be punished Section IV. The jurisdiction of the Supreme Court otherwise in such manner as is, or may be prescribed shall extend over the State; and the judges thereof, by law; but the executive may remit the said offence

ARTICLE VII. Section I. The legislatue shall, as soon as conveniently may be, provide by law, for the establishment of schools throughout the State, in such manner that the poor may be taught gratis. Section II. The arts and sciences shall be promoted

in one or more seminaries of learning. Section III. The rights, privileges, immunities and estates of religious solcicties and corporate bodies, ger term than during good hehaviour. shall remain as if the constitution of this State had not been aftered or amended.

pen altered or amended.
Section IV. [The legislature shall not invest any corporate body or individuals with the privilege of the high powers which we have delegated, WE DE taking private property for public use, without requir- CLARE, that every thing in this article is excepted ing such corporation or individual to make compensa- out of the general powers of government, and shall tion to the owners of said properly, or give adequate for ever remain inviolate: security therefor, before such property shall be taken.] ARTICLE VIII.

Members of the General Assembly; and all officers,

out-the-consent-of the other adjourn for more monwealth, and recommend to their consideration such pleas of each county, any two of whom shall be a rights, among which are those of enjoying and de- amendments shall be agreed to by a majority of the

sent; no human authority can, in any case whatever, each amendment separately and distinctly.] ligious establishments or modes of worship.

under this Commonwealth.

Section V. Elections shall be free and equal.

Section VI. Trial by jury shall be as heretofore, an the right thereof remain inviolate.

Section VII. The printing presses shall be free to very-person who undertakes to examine the proceedings of the legislature, or any branch of government: And no law shall ever be made to restrain the right thereof. The free communication of thoughts and opinions the said constitution, which remain unaltered, shall conis one of the invaluable rights of man; and every cit- time to be construed and have effect as if the said conzen may freely speak, write and print on any subject, stitution had not been amended. being responsible for the abuse of that liberty. In Section IV. The General Assembly which shall coninformation, the truth thereof may be given in evidence: and shall at all times he regarded as the first General And in all indictments for libels the jury shall have a Assembly under the amended constitution. right to determine the law and the facts, under the direction of the bourt, as in other cases.

Section VIII. The people shall be secure in their ersons, houses, papers and possessions, from unreaonable searches and seizures. And no warrant to

toin. himself, nor can he be deprived of his life, liberty, or eight hundred and and fifty-four. property, unless by the judgment of his peers or the law of the land.

ence be proceeded against criminally by information, except in cases arising in the land or naval forces, or held their offices ten years or more at the adoption of in the militia when in actual service in time of war the amendments to the constitution, shall expire on the or public danger, or by leave of the court. for oppression and misdemeanour in office. No person shall, for dred and thirty-nine; the commissions of the other half the same offence, be tiwee put in jeopardy of life or limb; nor shall any man's property be taken or applied ives, and without just compensation being made.

son or reputation shall have remedy by the due course. of law, and right and justice administered, without sale, denial or delay. Suits may be brought against the commonwealth in such manner, in such courts, and in such cases as the legislature may by law direct. be exercised, unless by the legislature, or its authority. Section XIII. . Excessive bail shall not be required, nor excessive fines imposed, nor cruel punishments in-

s for capital offences, when the Section XIV. All prisoners shall be ballable by sufproof is evident-or presumption great; and the privilege, the amended constitution, shall divide the other associate of the writ of habeas corpus shall not be suspended, judges of the State into four classes. The commissions unless when, in cases of rebellion or invasion, the pubic safety may require it.

or gaol delivery shall be issued. Section XVI. The person of a debtor, where there is not strong presumption of fraud, shall not be continued in prison, after delivering up his estate for the benefit of his creditors, in such mauner as shall be prescribed by law. .

Section XVII. No ex post facto law, nor any law impairing contracts shall be made. Section XVIII. No person shall be attainted of treason or felony by the legislature.

Section XIX. No attainder shall work corruption of blood, nor except during the life of the offender, for ner as may be prescribed by law. feiture of estate to the commonwealth; the estate of such persons as shall destroy ther own lives, shall descend or vest as in case of natural death; and if any scutive department shall continue in the exercise of the person shall be killed by casualty, there shall be no duties of their respective offices until the legislature ferfeiture by reason thereof.

Section XX. The citizens have a right, in a peaseable manner, to assemble together, for their common good, and to apply to those invested with the powers of government for redress of grievances, or tions, or the said offices shall become vacant by death or other proper purposes, by petition, address or remon-

Section XXI. The right of citizens to bear arms, n defence of themselves and the State, shall not be fices of the peace shall be held in the year eighteen hunquestioned.

peace, be kept up without the consent of the legisla- amended constitution shall provide for the said election Section XXII. No standing army shall, in time of ture; and the military shall, in all cases, and at all and for subsequent similar elections. The aldermen and imes, be in strict subordination to the civil power. Section XXIII. No soldier shall, in time of peace,

Section XXIV. The legislature shall not grant any title of nobility or hereditary distinction, nor create any-office the appointment to which shall be for a lon-

Section XXV. Emigration from the State shall

not be prohibited. Section XXVI. To guard against transgressions

ARTICLE X.

[Any amendment or amendments to this constitution may be proposed in the Senate or House of Representatives, and if the same shall be agreed to by a majoriquestion shall at the desire of any two of them, forfeitures and grant reprieves, and pardons except in the legislature shall be entered on their powers to grant relief in equity, with the years and may's taken thereon, and the thousand eight hundred and thirty-seven—thirty-sigh; That the general, great, and essential principles of Secretary of the Commonwealth shall cause the same deposited in this office on the 26th day of Februar of committees of the whole shall be open, un- from the officers in the executive department upon any ish those powers or vest them in such other courts as liberty and free government may be recognised and to be published three months before the next election, less, when the business shall be such as ought subject relating to the date administration of unalterably established. WE DECLARE, THAT in at least one newspaper in every county in which a the retained portions of the present Constitution in Section I. All men are born equally free and inde- newspaper shall be published; and if in the legislature man letters to be kept secret.

Section XI. He shall from time to time, give to the justice.

Section XVII. Neither house shall, with General Assembly information of the state of the Com- Section VII. The judges of the court of common pendent, and have certain inherent and indereasible next afterwards chosen such proposed amendment or

lished in manner aforesaid, and such proposed amend-Section II. All power is inherent in the people, and ment or amendments shall be submitted to the people all free governments are founded on their authority, in such manner and at such time, at least three months, Section VIII. The judges of the courts of common and instituted for their peace, safety and happiness. after being so agreed to by the two houses as the legissuch amendment or amendments shall become a part Section III. All men have a natural and indefeasible of the constitution; but ho amendment or amendments Section IX. The president of the court in each cir- right to worship Almighty God, according to the dic- shall be submitted to the people oftener than once in worship, or to maintain any ministry against his con- ner and form, that the people may vote for or against SCHEDULE.

That no inconvenience may arise from the alterations gious establishments or modes of worship.

Section IV. No person who acknowledges the being, wealth, and in order to corry the same into complete and amendments in the Constitution of this Common Section I. All laws of this commonwealth in force at the said constitution shall take effect, and not inconsis

tent merewith, and all rights, actions, prosecutions;

claims and contracts as well of indeviduals as bodies cor-

porate, shall continue as if the said alterations and a endments had not been made. Section II. The alterations and amendments in the mid constitution shall take effect from the first day of Junuary, eighteen hundred and thirty-nine. Section III. The clauses, sections and articles of

prosecutions for the publication of papers investigating vene in December, eighteen, hundred and thirty-eight the official conduct of officers, or men in public capac- shall continue its session; as heretofore, notwithstanding ty, or where the matter published is proper for public, the provision in the eleventh section of the first article,

> Section V. The Governor who shall be elected in October eighteen hundred and thirty eight, shall be inaugurated on the third Tuesday in January, eighteen hundred and thirty-nine, to which time the present executive term is hereby extended.

Section VI. The commissions of the judges of the search any place, or to seize any person or things, shall Supreme Court, who may be in office on the first day of ssue, without describing them as nearly as may be, January next shall explicate the following manner nor without probable cause supported by oath or affirma- The commission which bears the carliest date shall expire on the first uny of January, Anno Domini one thousand Section IX. In all criminal prosecutions the accuss aight hundred and forty-two; the commission next dated d hath a right to be heard by himself and his counsel, shall expire on the first day of January, Anno Domini, o demand the nature and cause of the accusation a- one thousand eight hundred and forty-five; the commisgainst him, to must the witnesses face to tace, to have sion next dated shall expire on the first day of January mpulsory process for obtaining witnesses in his fa- Anno Domini, one thousand eight hundred and forty-eight) compulsory process for obtaining witnesses in his fa-the commission next dated shall expire on the first day your, and, in prosecutions by indictment or information, of January Anno Domini, one thousand eight hundred a speedy public trial, by an impartial jury of the evi-cinage; he cannot be compelled to give evidence against on the first day of January. Anno-Domini one thousand

Section VII. - The commissions of the President judges of the several judical districts and of the associate law Section X. No person shall, for any indictable of judges of the first judical district shall expire as follows: The commissions of one half of those who shall have twenty-seventh day of February one thousand eight hunof those who shall have held their offices ten years on more at the adoption of the amendments to the constitution, shall expire on the twenty-seventh day of February to public use, without the consent of his represents one thousand eight hundred and forty-two; the first half. to embrace those whose commissions shall bear the old-Section XI. All courts shall be open, and every est date. The commissions of all the remaining judges man for an injury done him in his lands, goods, per- who shall not have held their offices for ten years at the adoption of the amendments to the constitution shall expire on the twenty-seventh day of February next after the end of ten years from the date of their commissions. Section VIII. The Recorders of the several Mayor's Courts, and other criminal courtsin this Commonwealth. Section XII. No power of suspending laws shall shall be appointed for the same time, and in the same manner, as the president Judges of the several judical dirtricts; of those now in office, the commission oldest in data shall expire on the twenty-seventh day of February one thousand eight hundred and forty-one, and the others every two years thereafter according to their re-

of those of the first class shall expire on the twentyseventh day of February, eighteen hundred and forty; of Section XV. No commission of over and terminer those of the second class on the twenty-seventh day of February eighteen hundred and forty-one; of those of the third class on the twenty-seventh day of February eighteen hundred and forty-two; and of those of the fourth class on the twenty-seventh day of February eighteen hundred and forty-three. The said classes from the first to the fourth shall be arranged according to the seniori-

ty of the commissions of the several judges. Section X. Prothonotaries, clerks of the several courts (except of the Supreme court) recorders of deeds and registers of wills, shell be first elected uncer the s mended Constitution, at the election of representatives in the year eighteen hundred and thirty-nine, in such man-

Section XI. The appointing power shall remain as heletofore, and all officers in the appointment of the exshall pass such laws as may be required by the eighth section of the sixth article of the amended constitution, and until appointments shall be made under such laws; unless their commissions shall be superseded by new appointments, or shall sooner expire by their own limitaresignation, and such laws shall be enacted by the first legislature under the amended constitution.

"Section XII. The first election for aldermen and just dred and forty, at the time fixed for the election of constables. The legislature at its first session under the justices of the peace now in commission, or who may in, the interim be appointed, shall continue to discharge the duties of their respective offices, until fifteen days after be grartered in any house without the consent of the the day which shall on fixed by law for the leaving of owner, nor in time of war, but in a manner to be pre- new commissions, at the expiration of which time, their

tution of Pennsylvania, as agreed to in convention. We the officers and members of the Convention have hereunto signed our names at Philadelphia, the twenty-second day of February, Anno Domini one thousand eight hundred and thirty-eight, and of the Independence of the United States of A.

merica the sixty-second. JOHN SERGEANT: President. (Altest,) S. Snocn, Secretary.

G. L. FAUSS, Assistant Sebretaties.

SECRETARY'S OFFICE, HARRISBURG, FEBRUARY 28, 1838. I certify that the foregoing is all exact and liter copy of "the Constitution of the Commonwealth 1888; the amendments being in italic, [and brackets,]:

THOS. H. BURROWES.