

CHAPTER MMCDIII.

AN ACT TO RATIFY ON BEHALF OF THE STATE OF PENNSYLVANIA,
AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES,
RELATIVE TO THE CHOOSING OF A PRESIDENT AND VICE PRESIDENT
OF THE UNITED STATES.

Whereas, in pursuance of the fifth article of the constitution of the United States, a certain amendment, in lieu of the third paragraph of the first section of the second article of the constitution of the United States, has been proposed by the Congress of the United States, two-thirds of both houses concurring, for the consideration of the legislature of the several states: And whereas, the legislature of Pennsylvania, having maturely deliberated thereon, have resolved to adopt and ratify the same, as hereinafter recited, as part of the constitution of the United States: Therefore,

Section I. (Section I, P. L.) Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same, That the following amendment of the constitution of the United States proposed by the Congress thereof, viz. "The electors shall meet in their respective states, and vote, by ballot, for president and vice president, one of whom at least shall not be an inhabitant of the same state with themselves, they shall name in their ballots, the person voted for as president, and in distinct ballots the person voted for as vice president; and they shall make distinct lists of all persons voted for as president, and of all persons voted for as vice president, and of the number of votes for each; which list they shall sign and certify, and transmit, sealed, to the seat of the government of the United States, directed to the president of the senate; the president of the senate shall, in the presence of the senate and house of representatives, open all the certificates, and the votes shall then be counted; the person having the greatest number of votes for president, shall be president, if such number be a majority of the whole number of electors appointed; and if

no person have such majority, then from the persons having the highest numbers, not exceeding three on the list of those voted for as president, the house of representatives shall choose immediately, by ballot, the president; but in choosing the president, the votes shall be taken by states, the representation from each state having one vote; a quorum, for this purpose, shall consist of a member or members from two-thirds of the states, and a majority of all the states shall be necessary to a choice; and if the house of representatives shall not choose a president, whenever the right of choice shall devolve upon them, before the fourth day of March next following, then the vice president shall act as president, as in the case of the death or other constitutional disability of the president; the person having the greatest number of votes as vice president shall be vice president, if such number be a majority of the whole number of electors appointed; and if no person have a majority, then, from the two highest numbers on the list, the senate shall choose the vice president; a quorum, for the purpose, shall consist of two-thirds of the whole number of senators, and a majority of the whole number shall be necessary to a choice; but no person constitutionally ineligible to the office of president shall be eligible to that of vice president of the United States," in lieu of the third paragraph of the first section of the second article of the constitution of the United States, be, and it is hereby ratified on behalf of the state of Pennsylvania, to become, when ratified by the legislatures of three fourths of the several states, part of the constitution of the United States.

Approved January 7, 1804. Recorded in L. B. No. 9, p. 268.

CHAPTER MMCDIV.

AN ACT ALTERING AND ERECTING CERTAIN ELECTION DISTRICTS IN THE COUNTY OF SOMERSET.

Section I. (Section I, P. L.) Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted