

67TH CONGRESS,
2D SESSION.

H. R. 9995.

IN THE HOUSE OF REPRESENTATIVES.

JANUARY 19, 1922.

Mr. CAMPBELL of Kansas introduced the following bill; which was referred to the Committee on Insular Affairs and ordered to be printed.

A BILL

To declare the purpose of the people of the United States as to the political status of the people of Porto Rico, and to provide an autonomous government for the said island, creating the Associated Free State of Porto Rico.

Whereas during the twenty-three years that the island of Porto Rico has been under American sovereignty the people of the said island have evidenced their capacity for self-government; and

Whereas American citizenship was extended to the people of Porto Rico as a token of our permanent and indestructible relationship; and

Whereas as such American citizens the Porto Ricans have conducted themselves in a manner that entitles them to the enjoyment of fuller liberties and greater rights; and

Whereas for the speedy accomplishment of such an end, it is desirable to place in the hands of the people of Porto Rico



1 him, and to have compulsory process for obtaining witnesses
2 in his favor.

3 That no person shall be held to answer for a criminal
4 offense without due process of law; and no person for the
5 same offense shall be twice put in jeopardy of punishment,
6 nor shall be compelled in any criminal case to be a witness
7 against himself.

8 That all persons shall before conviction beailable
9 by sufficient sureties, except for capital offenses when the
10 proof is evident or the presumption great.

11 That no law impairing the obligation of contracts shall
12 be enacted.

13 That no person shall be imprisoned for debt.

14 That the privilege of the writ of habeas corpus shall
15 not be suspended, unless when in case of rebellion, insur-
16 rection, or invasion the public safety may require it, in
17 either of which events the same may be suspended by
18 the President, or by the resident commissioner of the
19 United States, whenever during such period the necessity
20 for such suspension shall exist.

21 That no ex post facto law or bill of attainder shall be
22 enacted.

23 Private property shall not be taken or damaged for
24 public use except upon payment of just compensation ascer-
25 tained in the manner provided by law.

1 Nothing contained in this Act shall be construed to
2 limit the power of the legislature to enact laws for the
3 protection of the lives, health, or safety of employees.

4 That no law granting a title of nobility shall be enacted,
5 and no person holding any office of profit or trust under
6 the government of Porto Rico shall, without the consent
7 of the Congress of the United States, accept any present,
8 emolument, office, or title of any kind whatever from any
9 king, queen, prince, or foreign State, or any officer thereof.

10 That excessive bail shall not be required, nor excessive
11 fines imposed, nor cruel and unusual punishments inflicted.

12 That the right to be secure against unreasonable
13 searches and seizures shall not be violated.

14 That no warrant for arrest or search shall issue but
15 upon probable cause, supported by oath or affirmation,
16 and particularly describing the place to be searched and
17 the persons or things to be seized.

18 That slavery shall not exist in Porto Rico.

19 That involuntary servitude, except as a punishment
20 for crime, whereof the party shall have been duly convicted,
21 shall not exist in Porto Rico.

22 . That no law shall be passed abridging the freedom of
23 speech or of the press, or the right of the people peace-
24 ably to assemble and petition the Government for redress
25 of grievances.

1 That no law shall be made respecting an establishment
2 of religion or prohibiting the free exercise thereof, and that
3 the free exercise and enjoyment of religious profession and
4 worship without discrimination or preference shall forever
5 be allowed, and that no political or religious test other
6 than an oath to support the Constitution of the United
7 States and the laws of Porto Rico shall be required as
8 a qualification to any office or public trust under the gov-
9 ernment of Porto Rico.

10 That no public money or property shall ever be appro-
11 priated, applied, donated, used, directly or indirectly, for
12 the use, benefit, or support of any sect, church, denomina-
13 tion, sectarian institution or association, or system of religion,
14 or for the use, benefit, or support of any priest, preacher,
15 minister, or other religious teacher or dignitary as such.
16 Contracting of polygamous or plural marriages hereafter is
17 prohibited.

18 The legislature herein provided may authorize and
19 regulate the importation, manufacture, and sale of intoxi-
20 cating liquors and drugs for medicinal, sacramental, indus-
21 trial, and scientific uses only, as well as fix the penalty
22 for the violations of the laws in respect thereto.

23 That no money shall be paid out of the treasury except
24 in pursuance of an appropriation by law, and on warrant
25 drawn by the proper officer in pursuance thereof.

1 That the rule of taxation in Porto Rico shall be uniform.

2 That all money derived from any tax levied or assessed
3 for a special purpose shall be treated as a special fund in the
4 treasury and paid out for such purpose only except upon the
5 approval of the Resident Commissioner of the United States.

6 That eight hours shall constitute a day's work in all
7 cases of employment of laborers and mechanics by and on
8 behalf of the government of the island on public works,
9 except in cases of emergency.

10 That the employment of children under the age of
11 fourteen years in any occupation injurious to health or morals
12 or hazardous to life or limb is hereby prohibited.

13 SEC. 3. That no export duties shall be levied or col-
14 lected on exports from Porto Rico, but taxes and assessments
15 on property, internal revenue, and license fees, and royalties
16 for franchises, privileges, and concessions may be imposed
17 for the purposes of the insular and municipal governments,
18 respectively, as may be provided and defined by the Legis-
19 lature of Porto Rico; and when necessary to anticipate taxes
20 and revenues, bonds and other obligations may be issued
21 by Porto Rico or any municipal government therein as may
22 be provided by law, and to protect the public credit:
23 *Provided, however,* That no public indebtedness of Porto
24 Rico or of any subdivision or municipality thereof shall be
25 authorized or allowed in excess of ten per centum of the

1 aggregate tax valuation of its property, and all bonds issued
2 by the government of Porto Rico, or by its authority, shall
3 be exempt from taxation by the Government of the United
4 States, or by the government of Porto Rico or of any
5 political or municipal subdivision thereof, or by any State,
6 or by any county, municipality, or other municipal subdi-
7 vision of any State or Territory of the United States, or by
8 the District of Columbia. In computing the indebtedness
9 of the people of Porto Rico, bonds issued by the people of
10 Porto Rico secured by an equivalent amount of bonds of
11 municipal corporations or school boards of Porto Rico shall
12 not be counted.

13 SEC. 4. That the capital of Porto Rico shall be at the
14 city of San Juan, and the seat of government shall be
15 maintained there.

16 SEC. 5. That all citizens of Porto Rico, as defined by
17 section 7 of the Act of April 12, 1900, "temporarily to
18 provide revenues and a civil government for Porto Rico,
19 and for other purposes," that also became citizens of the
20 United States by virtue of section 5 of the Act of March
21 2, 1917, or that may become such citizens of the United
22 States, shall and are hereby held to constitute a body politic
23 under the name and style of "The Associated Free State of
24 Porto Rico," with the power to sue and be sued.

1 Any person who is born in Porto Rico of an alien
2 parent and is permanently residing in that island may, if a
3 minor, upon reaching his majority or within one year there-
4 after, make a sworn declaration of allegiance to the United
5 States before the United States district court for Porto Rico,
6 setting forth therein all the facts connected with his or her
7 birth and residence in Porto Rico and accompanying due
8 proof thereof, and from and after the making of such declara-
9 tion shall be considered to be a citizen of the United States.

10 SEC. 6. That all expenses that may be incurred on
11 account of the government of Porto Rico for salaries of offi-
12 cials and the conduct of their offices and departments, and
13 all expenses and obligations contracted for the internal im-
14 provement or development of the island, not, however, in-
15 cluding defenses, barracks, harbors, lighthouses, buoys, and
16 other works undertaken by the United States, shall, except as
17 otherwise specifically provided by the Congress, be paid by
18 the treasurer of Porto Rico out of the revenue in his custody.

19 SEC. 7. That all property which may have been
20 acquired in Porto Rico by the United States under the ces-
21 sion of Spain in the treaty of peace entered into on the
22 10th day of December, 1898, in any public bridges, road
23 houses, water powers, highways, unnavigable streams and
24 the beds thereof, subterranean waters, mines or minerals
25 under the surface of private lands, all property which

1 at the time of the cession belonged, under the laws of
2 Spain then in force, to the various harbor works boards
3 of Porto Rico, all the harbor shores, docks, slips, re-
4 claimed lands, and all public lands and buildings not
5 heretofore reserved by the United States for public pur-
6 poses, is hereby placed under the control of the government
7 of Porto Rico, to be administered for the benefit of the
8 people of Porto Rico; and the Legislature of Porto Rico
9 shall have authority, subject to the limitations imposed upon
10 all its acts, to legislate with respect to all such matters as it
11 may deem advisable: *Provided*, That the President may
12 from time to time, in his discretion, convey to the people of
13 Porto Rico such lands, buildings, or interests in lands or
14 other property now owned by the United States and within
15 the territorial limits of Porto Rico as in his opinion are no
16 longer needed for purposes of the United States. And he
17 may from time to time accept by legislative grant from
18 Porto Rico any lands, buildings, or other interest or property
19 which may be needed for public purposes by the United
20 States.

21 SEC. 8. That the harbor areas and navigable streams
22 and bodies of waters and submerged lands underlying the
23 same in and around the island of Porto Rico and the adja-
24 cent islands and waters, now owned by the United States
25 and not reserved by the United States for public purposes,

1 be, and the same are hereby, placed under the control of the
2 government of Porto Rico, to be administered in the same
3 manner and subject to the same limitations as the property
4 enumerated in the preceding section: *Provided*, That all
5 laws of the United States for the protection and improve-
6 ment of the navigable waters of the United States and the
7 preservation of the interests of navigation and commerce,
8 except so far as the same may be locally inapplicable, shall
9 apply to said island and waters and to its adjacent islands
10 and waters: *Provided further*, That nothing in this Act
11 contained shall be construed so as to affect or impair in any
12 manner the terms or conditions of any authorizations, per-
13 mits, or other powers heretofore lawfully granted or exer-
14 cised in or in respect of said waters and submerged lands
15 in and surrounding said island and its adjacent islands by
16 the Secretary of War or other authorized officer or agent of
17 the United States.

18 SEC. 9. That the statutory laws of the United States
19 not locally inapplicable, except as hereinbefore or herein-
20 after otherwise provided, shall have the same force and
21 effect in Porto Rico as in the United States, except the
22 internal revenue laws: *Provided, however*, That hereafter
23 all taxes collected under the internal revenue laws of the
24 United States on articles produced in Porto Rico and trans-

1 ported to the United States, or consumed in the island
2 shall be covered into the treasury of Porto Rico.

3 SEC. 10. That all judicial process shall run in the
4 name of "United States of America, ss, the President of the
5 United States," and all penal or criminal prosecutions in
6 the local courts shall be conducted in the name and by the
7 authority of "The Associated Free State of Porto Rico";
8 and all officials shall be citizens of Porto Rico and of the
9 United States, and, before entering upon the duties of their
10 respective offices, shall take an oath to support the Consti-
11 tution of the United States and the laws of Porto Rico.

12 SEC. 11. That all reports required by law to be made
13 by the governor or heads of departments to any official of
14 the United States shall hereafter be made by the Resident
15 Commissioner to an executive department of the Govern-
16 ment of the United States to be designated by the President,
17 and the President is hereby authorized to place all matters
18 pertaining to the government of Porto Rico in the juris-
19 diction of such department.

20 RESIDENT COMMISSIONER OF THE UNITED STATES.

21 SEC. 12. That there shall be appointed by the Presi-
22 dent, by and with the advice and consent of the Senate, a
23 Resident Commissioner of the United States, to hold his
24 office at the pleasure of the President and until his successor
25 is chosen and qualified. The Resident Commissioner of the

1 United States shall reside in Porto Rico during his official
2 incumbency and maintain his office at the seat of govern-
3 ment. He shall act as adviser to the government of Porto
4 Rico and represent the President of the United States in the
5 said island. Whenever it becomes necessary he may call
6 upon the commanders of the military and naval forces of the
7 United States in the island, and he may, in case of rebellion
8 or invasion, or imminent danger thereof, when the public
9 safety requires it, suspend the privileges of the writ of habeas
10 corpus, or place the island, or any part thereof, under martial
11 law until communication can be had with the President and
12 the President's decision therein made known. He shall
13 annually, and at such other times as he may be required,
14 make official report of the transactions of the government
15 of Porto Rico to the executive department of the Govern-
16 ment of the United States to be designated by the Presi-
17 dent as herein provided, and his said annual report shall be
18 transmitted to Congress, and he shall perform such addi-
19 tional duties and functions as may in pursuance of law be
20 delegated to him by the President. The Resident Com-
21 missioner of the United States shall have the power and
22 authority to suspend the entering into effect of any law
23 approved by the Legislature of Porto Rico which might in
24 any way affect or be antagonistic to the sovereign rights of

1 the people of the United States in Porto Rico, the said sus-
2 pension to last until communication can be had with the
3 President and the President's decision therein made known:
4 *Provided*, That the President shall approve or disapprove
5 the suspension of any such law by the Resident Commis-
6 sioner of the United States within ninety days from and after
7 its submission to him.

8 EXECUTIVE DEPARTMENT.

9 SEC. 13. That the executive power shall be vested in
10 an executive officer, whose official title shall be "The
11 Governor of Porto Rico." He shall be elected by a majority
12 of the members composing both houses of the legislature
13 herein provided, and hold his office for the same term
14 that the legislature which chose him was elected for
15 and until his successor is chosen and qualified. The governor
16 shall reside in Porto Rico during his official incumbency and
17 maintain his office at the seat of government. He shall have
18 general supervision and control of all the departments and
19 bureaus of the government in Porto Rico, so far as is not
20 inconsistent with the provisions of this Act, and shall be
21 commander in chief of the militia. He may grant
22 pardons and reprieves and remit fines and forfeitures for
23 offenses against the laws of Porto Rico, and respites for all
24 offenses against the laws of the United States until the

1 decision of the President can be ascertained, and may veto
2 any legislation enacted as hereinafter provided. He shall
3 commission all officers that he may be authorized to appoint.
4 He shall be responsible for the faithful execution of the laws
5 of Porto Rico and of the United States applicable in Porto
6 Rico. He shall annually, and at such other times as he may
7 be required, make official report of the transactions of the
8 government of Porto Rico to the Legislature of Porto Rico,
9 and he shall perform such additional duties and functions
10 as may in pursuance of law be delegated to him. No person
11 shall be eligible to the office of governor who is not a
12 qualified elector, a citizen of the United States, born either in
13 the United States or in Porto Rico, and who has not attained
14 the age of thirty years, and who does not read and write the
15 Spanish or English languages.

16 The first election of governor by the members compos-
17 ing both houses of the legislature shall take place at a special
18 session which shall be held for that purpose thirty days after
19 this law goes into effect, and thereafter on the first day they
20 meet in session after each regular general election. Said
21 session for the purpose aforesaid shall be public and presided
22 over by the Resident Commissioner of the United States.
23 The said election for governor shall be by secret ballot,
24 each member of the legislature depositing his vote in a box

1 in the presence of both the Resident Commissioner of the
2 United States and his secretary. The person having the
3 highest number of votes shall be governor; but if two or
4 more shall be equal and highest in votes for the said office,
5 one of them shall be chosen governor by the Resident Com-
6 missioner of the United States in Porto Rico.

7 In case of the impeachment of the governor, and his
8 removal from office, death, refusal to qualify, resignation,
9 or absence from the island, the president of the senate of
10 Porto Rico shall exercise all the power and authority apper-
11 taining to the office of governor until the governor, absent
12 or impeached, shall return, or be acquitted, or until the gov-
13 ernor next regularly elected shall be duly qualified, as the
14 case may be; and for the time the president of the senate
15 shall occupy the office of governor he shall receive the same
16 compensation as shall be allowed by law to the regularly
17 elected governor: *Provided, however,* That while the presi-
18 dent of the senate substitutes the governor he shall be pre-
19 cluded from acting as such member of the senate.

20 In case of the impeachment of the governor and his
21 removal from office, death, refusal to qualify, or resignation,
22 the legislature shall convene in extraordinary session to fill
23 up the vacancy, in the same manner as hereinbefore pro-
24 vided.

1 SEC. 14. That the following executive departments are
2 hereby created: A department of justice, the head of which
3 shall be designated as the attorney general; a department
4 of finance, the head of which shall be designated as the
5 treasurer; a department of interior, the head of which shall
6 be designated as the commissioner of the interior; a depart-
7 ment of education, the head of which shall be designated as
8 the commissioner of education; a department of agriculture
9 and labor, the head of which shall be designated as the com-
10 missioner of agriculture and labor; and a department of
11 health, the head of which shall be designated as the com-
12 missioner of health. The heads of the aforesaid departments
13 shall be appointed by the governor, by and with the advice
14 and consent of the Senate of Porto Rico, to hold office for
15 the term of four years and until their successors are appointed
16 and qualified, unless sooner removed by the governor.

17 Heads of departments shall reside in Porto Rico during
18 their official incumbency, and for at least one year prior to
19 their appointment. They may be selected from the elected
20 members of the senate and house of representatives, and in
21 such case shall hold office for the term of their election to
22 the legislature, unless sooner removed by the governor or
23 vacating their seats in the legislature.

24 The heads of departments shall collectively form a
25 council to the governor, known as the cabinet. They shall

1 perform, under the general supervision of the governor, the
2 duties hereinafter prescribed, or which may hereafter be
3 prescribed by law, and such other duties, not inconsistent
4 with law, as the governor may assign to them; and they
5 shall make annual and such other reports to the governor
6 and the Resident Commissioner of the United States as
7 they may require, copies of which shall be transmitted
8 to the executive department of the Government of the
9 United States, to be designated by the President as herein
10 provided: *Provided*, That the duties herein imposed upon
11 the heads of departments shall not carry with them any
12 additional compensation.

13 SEC. 14. That the attorney general shall have charge
14 of the administration of justice in Porto Rico; he shall be the
15 legal adviser of the governor and the heads of departments
16 and shall be responsible for the proper representation of the
17 people of Porto Rico or its duly constituted officers in all
18 actions and proceedings, civil or criminal, in the Supreme
19 Court of Porto Rico in which the people of Porto Rico shall
20 be interested or a party; and he may, if directed by the
21 governor or if in his judgment the public interest requires it,
22 represent the people of Porto Rico or its duly constituted
23 officers in any other court or before any other officer or
24 board in any action or proceeding, civil or criminal, in

1 which the people of Porto Rico may be a party or be inter-
2 ested. He shall also perform such other duties, not incon-
3 sistent herewith, as may be prescribed by law.

4 SEC. 15. That the treasurer shall give bond, approved
5 as to form by the attorney general of Porto Rico, in such
6 sum as the legislature may require, not less, however, than
7 the sum of \$125,000, with surety or sureties approved by
8 the governor, and he shall collect and be the custodian of
9 public funds, and shall disburse the same in accordance
10 with law, on warrants signed by the auditor and counter-
11 signed by the governor, and perform such other duties as may
12 be provided by law. He may designate banking institu-
13 tions in Porto Rico and the United States as depositaries
14 of the government of Porto Rico, subject to such conditions
15 as may be prescribed by the governor, after they have filed
16 with him satisfactory evidence of their sound financial con-
17 dition and have deposited bonds of the United States or of
18 the government of Porto Rico or other security satisfactory
19 to the governor in such amounts as may be indicated
20 by him; and no banking institution shall be desig-
21 nated a depositary of the government of Porto Rico
22 until the foregoing conditions have been complied with.
23 Interest on deposits shall be required and paid into the
24 treasury.

1 SEC. 16. That the commissioner of the interior shall
2 superintend all works of a public nature, have charge of
3 all public buildings, grounds, and lands, except those be-
4 longing to the United States, and shall execute such require-
5 ments as may be imposed by law with respect thereto,
6 and perform such other duties as may be prescribed by
7 law.

8 SEC. 17. That the commissioner of education shall
9 superintend public instruction throughout Porto Rico; all
10 proposed disbursements on account thereof must be ap-
11 proved by him, and all courses of study shall be prepared
12 by him, subject to disapproval by the governor if he desires
13 to act. He shall prepare rules governing the selection
14 of teachers, and the appointments of teachers shall be sub-
15 ject to his approval, and he shall perform such other duties,
16 not inconsistent with this Act, as may be prescribed by
17 law.

18 SEC. 18. That the commissioner of agriculture and
19 labor shall have general charge of such bureaus and branches
20 of government as have been or shall be legally constituted
21 for the study, advancement, and benefit of agricultural and
22 other industries, the chief purpose of this department being
23 to foster, promote, and develop the agricultural interests
24 and the welfare of the wage earners of Porto Rico, to im-

1 prove their working conditions, and to advance their oppor-
2 tunities for profitable employment, and shall perform such
3 other duties as may be prescribed by law.

4 SEC. 19. That the commissioner of health shall have
5 charge of all matters relating to public health, sanitation, and
6 charities, except such as relate to the conduct of maritime
7 quarantine, and shall perform such other duties as may be
8 prescribed by law.

9 SEC. 20. That there shall be appointed by the Gover-
10 nor of Porto Rico, by and with the advice and consent of
11 the senate of Porto Rico, an auditor, at an annual salary of
12 \$7,500, for a term of four years and until his successor is ap-
13 pointed and qualified, who shall examine, audit, and settle
14 all accounts pertaining to the revenues and receipts, from
15 whatever source, of the government of Porto Rico and of
16 the municipal governments of Porto Rico, including public
17 trust funds and funds derived from bond issues; and audit in
18 accordance with law and administrative regulations, all
19 expenditures of funds or property pertaining to or held in
20 trust by the government of Porto Rico or the municipalities
21 or dependencies thereof. He shall perform a like duty with
22 respect to all government branches.

23 He shall keep the general accounts of the government
24 and preserve the vouchers pertaining thereto.

1 It shall be the duty of the auditor to bring to the atten-
2 tion of the proper administrative officer expenditures of
3 funds or property which, in his opinion, are irregular, un-
4 necessary, excessive, or extravagant.

5 In case of vacancy or of the absence from duty, from
6 any cause, of the auditor, the governor of Porto Rico may
7 designate an assistant, who shall have charge of the office.

8 The jurisdiction of the auditor over accounts, whether
9 of funds or property, and all vouchers and records pertain-
10 ing thereto, shall be exclusive. With the approval of the
11 governor he shall, from time to time, make and promulgate
12 general or special rules and regulations not inconsistent
13 with law covering the methods of accounting for public
14 funds and property, and funds and property held in trust
15 by the government or any of its branches: *Provided*, That
16 any officer accountable for public funds or property may
17 require such additional reports or returns from his subordi-
18 nates or others as he may deem necessary for his own
19 information and protection.

20 The decisions of the auditor shall be final, except that
21 appeal therefrom may be taken by the party aggrieved or
22 the head of the department concerned within one year, in
23 the manner hereinafter prescribed. The auditor shall, except
24 as hereinafter provided, have like authority as that conferred
25 by the law upon the several auditors of the United States

1 and the Comptroller of the United States Treasury, and is
2 authorized to communicate directly with any person having
3 claims before him for settlement, or with any department,
4 officer, or person having official relations with his office.

5 As soon after the close of each fiscal year as the accounts
6 of said year may be examined and adjusted, the auditors shall
7 submit to the governor an annual report of the fiscal con-
8 cerns of the Government, showing the receipts and disburse-
9 ments of the various departments and bureaus of the Govern-
10 ment and of the various municipalities, and make such other
11 reports as may be required of him by the governor or the
12 head of the executive department of the Government of the
13 United States, to be designated by the President as herein
14 provided.

15 In the execution of his duties the auditor is authorized
16 to summon witnesses, administer oaths, and to take evidence,
17 and, in the pursuance of these provisions, may issue sub-
18 pœnas and enforce the attendance of witnesses.

19 The office of the auditor shall be under the general
20 supervision of the governor and shall consist of the auditor
21 and such necessary assistants as may be prescribed by law.

22 SEC. 21. That any person aggrieved by the action or
23 decision of the auditor in the settlement of his account or
24 claim may, within one year, take an appeal in writing to the
25 governor, which appeal shall specifically set forth the par-

1 ticular action of the auditor to which exception is taken, with
2 the reason and authorities relied on for reversing such de-
3 cision. The decision of the governor in such case shall be
4 final, subject to such right of action as may be otherwise pro-
5 vided by law.

6 SEC. 22. That there shall be appointed by the governor,
7 by and with the advice and consent of the Senate of Porto
8 Rico, an executive secretary at an annual salary of \$6,000,
9 who shall record and preserve the minutes and proceedings
10 of the public service commissioner hereinafter provided for
11 and the laws enacted by the legislature and all acts and
12 proceedings of the governor, and promulgate all proclama-
13 tions and orders of the governor and all laws enacted by the
14 legislature, and until otherwise provided by the legislature
15 of Porto Rico perform all the duties of secretary of Porto
16 Rico as now provided by law, except as otherwise specified
17 in this Act, and perform such other duties as may be assigned
18 to him by the Governor of Porto Rico. In the event of a
19 vacancy in the office, or the absence, illness, or temporary
20 disqualification of such officer, the governor shall designate
21 some officer or employee of the Government to discharge the
22 functions of said office during such vacancy, absence, illness,
23 or temporary disqualification.

24 SEC. 23. That the Governor of Porto Rico, within sixty
25 days after the end of each session of the legislature, shall

1 transmit to the Resident Commissioner of the United States,
2 and to the executive department of the Government of the
3 United States, to be designated as herein provided for, which
4 shall in turn transmit the same to the Congress of the United
5 States, copies of all laws enacted during the session.

6 LEGISLATIVE DEPARTMENT.

7 SEC. 24. That all local legislative powers in Porto Rico,
8 except as herein otherwise provided, shall be vested in a
9 legislature, which shall consist of two houses, one the senate
10 and the other the house of representatives, and the two
11 houses shall be designated "The Legislature of Porto Rico."

12 SEC. 25. That the Senate of Porto Rico shall consist of
13 nineteen members elected for terms of four years by the
14 qualified electors of Porto Rico. Each of the seven senatorial
15 districts defined as hereinafter provided shall have the right
16 to elect two senators, and in additions thereto there shall be
17 elected five senators at large. No person shall be a member
18 of the Senate of Porto Rico who is not over thirty years
19 of age and who is not able to read and write either the
20 Spanish or English language, and who had not been a resi-
21 dent of Porto Rico for at least two consecutive years and,
22 except in the case of senators at large, an actual resident of
23 the senatorial district from which chosen for a period of at
24 least one year prior to his election. Except as herein other-
25 wise provided, the Senate of Porto Rico shall exercise all of

1 the purely legislative powers and functions that it has here-
2 tofore exercised, including confirmation of appointments; but
3 appointments made while the senate is not in session shall
4 be effective either until disapproved or until the next ad-
5 journment of the senate for the session. In electing the
6 five senators at large each elector shall be permitted to vote
7 for but one candidate, and the five candidates receiving the
8 largest number of votes shall be declared elected.

9 SEC. 26. That the House of Representatives of Porto
10 Rico shall consist of thirty-nine members, elected quadren-
11 nially by the qualified electors of Porto Rico, as hereinafter
12 provided. Each of the representative districts hereinafter
13 provided for shall have the right to elect one representative,
14 and in addition thereto there shall be elected four repre-
15 sentative at large. No person shall be a member of the
16 house of representatives who is not over twenty-five years
17 of age and who is not able to read and write either the
18 Spanish or English language, and, except in the case of
19 representative at large, who has not been a bona fide resi-
20 dent of the district from which elected for at least one year
21 prior to his election. In electing the four representatives at
22 large, each elector shall be permitted to vote for but one
23 candidate, and the four candidates receiving the largest
24 number of votes shall be elected.

1 SEC. 27. That for the purpose of elections hereafter to
2 the legislature the present division of the island of Porto
3 Rico into thirty-five representative districts, composed of
4 contiguous and compact territory and established upon the
5 basis of equal population, shall be kept until otherwise pro-
6 vided by the legislature. Future division of districts shall be
7 made as nearly as practicable to conform to the topographical
8 nature of the land, with regard to roads and other means of
9 communication and to natural barriers. The legislature shall
10 also divide the island of Porto Rico into seven senatorial dis-
11 tricts, each composed of five contiguous and compact repre-
12 sentative districts, whenever the present division should be
13 deemed no longer correct.

14 SEC. 28. That the next election in Porto Rico shall be
15 held four years after the last election already held in the
16 island. At such election there shall be chosen senators, rep-
17 resentatives, and two Resident Commissioners to the United
18 States, as herein provided. Thereafter the elections shall
19 also be held on the first Tuesday after the first Monday in
20 November: *Provided, however,* That nothing herein con-
21 tained shall be construed to limit the right of the Legislature
22 of Porto Rico at any time to revise the boundaries of sena-
23 torial and representative districts and of any municipality,
24 or to abolish any municipality and the officers provided
25 therefor.

1 SEC. 29. That the term of office of senators and repre-
2 sentatives chosen shall be four years from the 2d of Janu-
3 ary following their election. In case of vacancy among
4 the members of the senate or in the house of representa-
5 tives special elections may be held in the districts wherein
6 such vacancy occurred, under such regulations as may be
7 prescribed by law, but senators or representatives elected
8 in such cases shall hold office only for the unexpired portion
9 of the term wherein the vacancy occurred, and no senator
10 or representative shall, during the time for which he shall
11 have been elected, be appointed to any civil office under
12 the government of Porto Rico nor be appointed to any office
13 created by act of the legislature during the time for which
14 he shall have been elected until two years after his term of
15 office shall have expired.

16 SEC. 30. That members of the Senate and House of
17 Representatives of Porto Rico shall receive compensation at
18 the rate of \$7 per day for the first ninety days of each
19 regular session and \$1 per day for each additional day of
20 such session while in session, and mileage for each session
21 at the rate of 10 cents per kilometer for each kilometer
22 actually and necessarily traveled in going from their legis-
23 lative districts to the capital and therefrom to their place of
24 residence in their districts by the usual routes of travel.

1 SEC. 31. That the senate and house of representatives,
2 respectively, shall be the sole judges of the elections, returns,
3 and qualifications of their members, and they shall have
4 and exercise all the powers with respect to the conduct of
5 their proceedings that usually pertain to parliamentary
6 legislative bodies. Both houses shall convene at the capital
7 on the second Monday in February following the next elec-
8 tion, and organize by the election of a speaker or a presiding
9 officer, a clerk, and a sergeant at arms for each house, and
10 such other officers and assistants as may be required.

11 SEC. 32. That the regular sessions of the Legislature
12 of Porto Rico, provided for by this Act, shall convene and
13 be held biennially, convening on the second Monday in
14 February of the year 1925, and on the second Monday in
15 February of each second year thereafter. The governor
16 may call special sessions of the legislature or of the senate
17 at any time when in his opinion the public interest may
18 require it, and no legislation shall be considered at such
19 session other than that specified in the call, and he shall call
20 the senate in special session at least once each year on the
21 second Monday in February of those years in which a
22 regular session of the legislature is not provided for.

23 SEC. 33. That the enacting clause of the laws shall be
24 as to acts, "Be it enacted by the Legislature of Porto Rico,"
25 and as to joint resolutions, "Be it resolved by the Legisla-

1 ture of Porto Rico." Except as hereinafter provided, bills
2 and joint resolutions may originate in either house. The
3 governor shall submit at the opening of each regular session
4 of the legislature a budget of receipts and expenditures,
5 which shall be the basis of the ensuing biennial appropria-
6 tion bill. No bill shall become a law until it be passed in
7 each house by a majority yea-and-nay vote of all of the
8 members belonging to such house and entered upon the
9 journal and be approved by the governor within ten days
10 thereafter. If when a bill that has been passed is presented
11 to the governor for his signature he approved the same, he
12 shall sign it; or if not, he shall return it, with his objections,
13 to the house in which it originated, which house shall enter
14 his objections at large on its journal and proceed to recon-
15 sider it. If, after such reconsideration, two-thirds of all
16 the members of that house shall agree to pass the same it
17 shall be sent, together with the objections, to the other house,
18 by which it shall likewise be reconsidered, and if approved
19 by two-thirds of all the members of that house it shall become
20 a law. If any bill presented to the governor contain several
21 items of appropriation of money, he may object to one or
22 more of such items, or any part or parts, portion or portions
23 thereof, while approving of the other portion of the bill. In
24 such case he shall append to the bill, at the time of signing
25 it, a statement of the items, parts, or portions thereof to

1 which he objects, and the appropriation so objected to shall
2 not take effect. If any bill shall not be returned by the
3 governor within ten days (Sundays excepted) after it shall
4 have been presented to him, it shall be a law in like manner
5 as if he had signed it, unless the legislature by adjournment
6 prevents its return, in which case it shall be a law if signed
7 by the governor within thirty days after receipt by him;
8 otherwise it shall not be a law. All laws enacted by the
9 Legislature of Porto Rico shall be reported to the Congress
10 of the United States, as provided in section 23 of this Act,
11 which hereby reserves the power and authority to annul the
12 same. If at the termination of any fiscal year the appro-
13 priations necessary for the support of the government for
14 the ensuing fiscal year shall not have been made, the several
15 sums appropriated in the last appropriation bills for the
16 objects and purposes therein specified, so far as the same
17 may be applicable, shall be deemed to be reappropriated
18 item by item; and until the legislature shall act in such behalf
19 the treasurer may, with the advice of the governor, make the
20 payments necessary for the purposes aforesaid.

21 The house of representatives shall have the sole power
22 of impeachment; but by a vote of two-thirds of all members
23 present shall be required to impeach any officer, and all
24 impeachments shall be tried by the senate. When sitting for
25 that purpose the senators shall be upon oath or affirmation,

1 and no person shall be convicted without the concurrence of
2 two-thirds of the senators present. The senate may adjourn
3 to a fixed day for the trial of any impeachment, and may sit
4 for the purpose of such trial whether the house of represen-
5 tatives be in session or not, but the time fixed for such trial
6 shall not be more than six months from the time articles of
7 impeachment shall be preferred by the house of representa-
8 tives. The chief justice shall preside at all trials by impeach-
9 ment. The governor shall be liable to impeachment for any
10 misdemeanor in office, but judgment in such cases shall
11 extend only to removal from office and disqualification to
12 hold any office of honor, trust, or profit under the insular
13 government; but the party convicted or acquitted shall
14 nevertheless be liable to indictment, trial, and punishment
15 according to law.

16 Each house shall keep a journal of its proceedings, and
17 may, in its discretion, from time to time publish the same,
18 and the yeas and nays on any question shall, on the demand
19 of one-fifth of the members present, be entered on the journal.

20 The sessions of each house and of the committees of
21 the whole shall be open.

22 Neither house shall, without the consent of the other,
23 adjourn for more than three days, nor to any other place
24 than that in which the two houses shall be sitting.

1 No law shall be passed except by bill, and no bill shall
2 be so altered or amended on its passage through either house
3 as to change its original purpose.

4 No act of the legislature except the general appropria-
5 tion bills for the expenses of the government shall take effect
6 until ninety days after its passage, unless in case of emer-
7 gency (which shall be expressed in the preamble or body
8 of the act) the legislature shall by a vote of two-thirds of
9 all the members elected to each house otherwise direct. No
10 bill, except the general appropriation bill for the expenses
11 of the government only, introduced in either house of the
12 legislature after the first forty days of the session, shall be-
13 come a law.

14 No bill shall be considered or become a law unless
15 referred to a committee, returned therefrom, and printed
16 for the use of the members: *Provided*, That either house
17 may, by a majority vote, discharge a committee from the
18 consideration of a measure and bring it before the body for
19 consideration.

20 No bill, except general appropriation bills, shall be
21 passed containing more than one subject, which shall be
22 clearly expressed in its title; but if any subject shall be
23 embraced in any act which shall not be expressed in the
24 title, such act shall be void only as to so much thereof as shall
25 not be so expressed.

1 No law shall be revived, or amended, or the provi-
2 sions thereof extended or conferred by reference to its title
3 only, but so much thereof as is revived, amended, extended,
4 or conferred shall be reenacted and published at length.

5 The presiding officer of each house shall, in the presence
6 of the house over which he presides, sign all bills and joint
7 resolutions passed by the legislature, after their titles shall
8 have been publicly read immediately before signing; and
9 the fact of signing shall be entered on the journal.

10 The legislature shall prescribe by law the number,
11 duties, and compensation of the officers and employees of
12 each house; and no payment shall be made for services to
13 the legislature from the treasury, or be in any way author-
14 ized to any person, except to an acting officer or employee
15 elected or appointed in pursuance of law.

16 No bill shall be passed giving any extra compensation
17 to any public officer, servant or employee, agent or con-
18 tractor, after services shall have been rendered or con-
19 tract made.

20 Except as otherwise provided in this Act no law shall
21 extend the term of any public officer, or increase or diminish
22 his salary or emoluments after his election or appointment,
23 nor permit any officer or employee to draw compensation
24 for more than one office or position.

1 All bills for raising revenue shall originate in the house
2 of representatives, but the senate may propose or concur
3 with amendments, as in case of other bills.

4 The general appropriation bill shall embrace nothing
5 but appropriations for the ordinary expense of the execu-
6 tive, legislative, and judicial departments, interest on the
7 public debt, and for public schools. All other appropriations
8 shall be made by separate bills, each embracing but one
9 subject.

10 Every order, resolution, or vote to which the concur-
11 rence of both houses may be necessary, except on the ques-
12 tion of adjournment, or relating solely to the transaction of
13 business of the two houses, shall be presented to the gov-
14 ernor, and before it shall take effect be approved by him, or,
15 being disapproved, shall be repassed by two-thirds of both
16 houses, according to the rules and limitations prescribed in
17 case of a bill.

18 Any person who shall, directly or indirectly, offer, give,
19 or promise any money or thing of value, testimonial, privi-
20 lege, or personal advantage to any executive or judicial
21 officer or member of the legislature to influence him in the
22 performance of any of his public or official duties, shall be
23 deemed guilty of bribery and be punished by a fine not ex-
24 ceeding \$5,000, or imprisonment not exceeding five years,
25 or both.

1 The offense of corrupt solicitation of members of the
2 legislature, or of public officers of Porto Rico, or of any
3 municipal division thereof, and any occupation or practice
4 of solicitation of such members or officers to influence their
5 official action, shall be defined by law, and shall be punished
6 by fine and imprisonment.

7 In case the available revenues of Porto Rico for any
8 fiscal year, including available surplus in the insular treas-
9 ury, are insufficient to meet all the appropriations made by
10 the legislature for such year, such appropriations shall be
11 paid in the following order, unless otherwise directed by the
12 governor.

13 First class. The ordinary expenses of the legislative,
14 executive, and judicial departments of the State government,
15 and interest on any public debt, shall first be paid in full.

16 Second class. Appropriations for all institutions, such
17 as the penitentiary, insane asylum, industrial school, and
18 the like, where the inmates are confined involuntarily, shall
19 next be paid in full.

20 Third class. Appropriations for education and educa-
21 tional and charitable institutions shall next be paid in full.

22 Fourth class. Appropriations for any other officer or
23 officers, bureaus or boards, shall next be paid in full.

24 Fifth class. Appropriations for all other purposes shall
25 next be paid.

1 That in case there are not sufficient revenues for any
2 fiscal year, including available surplus in the insular treas-
3 ury, to meet in full the appropriations of said year for all
4 of the said classes of appropriations, then said revenues
5 shall be applied to the classes in the order above named,
6 and if, after the payment of the prior classes in full, there
7 are not sufficient revenues for any fiscal year to pay in full
8 the appropriations for that year for the next class, then, in
9 that event, whatever there may be to apply on account of
10 appropriations for said class shall be distributed among said
11 appropriations pro rata according as the amount of each
12 appropriation of that class shall bear to the total amount of
13 all of said appropriations for that class for such fiscal year.

14 No appropriation shall be made, nor any expenditure
15 authorized by the legislature, whereby the expenditure of
16 the government of Porto Rico during any fiscal year shall
17 exceed the total revenue then provided for by law and
18 applicable for such appropriation or expenditure, including
19 any available surplus in the treasury, unless the legislature
20 making such appropriation shall provide for levying a
21 sufficient tax to pay such appropriation or expenditure
22 within such fiscal year.

23 SEC. 34. That at the first election held pursuant to this
24 Act the qualified electors shall be those having the qualifica-
25 tions of voters under the present law. Thereafter voters

1 shall be citizens of the United States and of Porto Rico
2 twenty-one years of age or over and have such additional
3 qualifications as may be prescribed by the Legislature of
4 Porto Rico: *Provided*, That no property qualifications shall
5 ever be imposed upon or required of any voter.

6 SEC. 35. That the qualified electors of Porto Rico shall
7 at all general elections choose two Resident Commissioners
8 to the United States, whose term of office shall be four
9 years from the 4th of March following such general elec-
10 tion, and who shall be entitled to receive official recognition
11 as such Commissioners by all of the departments of the
12 Government of the United States, upon presentation, through
13 the Department of State, of a certificate of election of the
14 Governor of Porto Rico. The Resident Commissioners shall
15 receive a salary, payable monthly by the United States, of
16 \$7,500 per annum. Such Commissioners shall be allowed
17 the same sum for stationery and for the pay of necessary
18 clerk hire as is now allowed to Members of the House of
19 Representatives of the United States; and they shall be
20 allowed the sum of \$500 as mileage for each session of the
21 House of Representatives and the franking privilege granted
22 Members of Congress. No person shall be eligible to elec-
23 tion as Resident Commissioner who is not a bona fide
24 citizen of the United States and of Porto Rico, born either
25 in the United States or in the said island, who is not less

1 than twenty-five years of age and who does not read and
2 write the English language. In case of a vacancy in any of
3 the offices of Resident Commissioner by death, resignation,
4 or otherwise, the governor, by and with the advice and
5 consent of the senate, shall appoint a Resident Commissioner
6 to fill the vacancy, who shall serve until the next general
7 election and until his successor is elected and qualified.

8 SEC. 36. That the legislative authority herein pro-
9 vided shall extend to all matters of a legislative character not
10 locally inapplicable, including power to create, consolidate,
11 and reorganize the municipalities so far as may be necessary,
12 and to provide and repeal laws and ordinances therefor;
13 also the power to alter, amend, modify, or repeal any or all
14 laws and ordinances of every character now in force in Porto
15 Rico or municipality or district thereof in so far as such
16 alteration, amendment, modification, or repeal may be con-
17 sistent with the provisions of this Act.

18 No executive department not provided for in this Act
19 shall be created by the legislature, but the legislature may
20 consolidate departments or abolish any department with the
21 consent of the President of the United States.

22 SEC. 37. That all grants of franchises, rights, and
23 privileges of a public or quasi public nature shall be made
24 by a public service commissioner, to be appointed by the
25 governor, by and with the advice and consent of the Senate

1 of Porto Rico, to hold office for the term of four years and
2 until his successor is duly appointed and qualified. His
3 compensation shall be \$10,000 annually. The said com-
4 missioner is also empowered and directed to discharge all
5 the executive functions relating to public service corporations
6 heretofore conferred by law upon the public service com-
7 mission. Franchises, rights, and privileges granted by the
8 said commissioner shall not be effective until approved by
9 the governor, and shall be reported to Congress, which
10 hereby reserves the power to annul or modify the same.

11 The Interstate Commerce Act and the several amend-
12 ments made or to be made thereto, the Safety Appliance
13 Acts, and the several amendments made or to be made
14 thereto, and the Act of Congress entitled "An Act to amend
15 an Act entitled 'An Act to regulate commerce,' approved
16 February 4, 1887, and all Acts amendatory thereof, by
17 providing for a valuation of the several classes of property
18 of carriers subject thereto and securing information concern-
19 ing their stocks, bonds, and other securities," approved
20 March 1, 1913, shall not apply to Porto Rico.

21 The Legislative Assembly of Porto Rico is hereby
22 authorized to enact laws relating to the regulation of the
23 rates, tariffs, and service of public carriers by rail in Porto
24 Rico, and the public service commissioner hereby provided

1 shall have power to enforce such laws under appropriate
2 regulation.

3 SEC. 38. That all grants of franchises and privileges
4 under the section last preceding shall provide that the same
5 shall be subject to amendment, alteration, or repeal, and
6 shall forbid the issue of stocks or bonds except in exchange
7 for actual cash or property at a fair valuation, to be de-
8 termined by the public-service commissioner, equal in amount
9 to the par value of the stocks or bonds issued, and shall forbid
10 the declaring of stock or bond dividends, and in the case of
11 public service corporations shall provide for the effective
12 regulation of charges thereof and for the purchase or taking
13 of their property by the authorities at a fair and reasonable
14 valuation.

15 That nothing in this Act contained shall be so con-
16 strued as to abrogate or in any manner impair or affect
17 the provision contained in section 3 of the joint resolution
18 approved May 1, 1900, with respect to the buying, selling,
19 or holding of real estate.

20 SEC. 39. That the execution of the laws of the United
21 States relating to immigration, to tariffs, customs, and
22 duties on importations into the United States and the regu-
23 lations made pursuant thereto shall be effected in Porto
24 Rico through officials appointed by the governor of Porto

1 Rico, by and with the advice and consent of the senate of
2 the said island.

3 JUDICIAL DEPARTMENT.

4 SEC. 40. That the judicial power shall be vested in
5 the courts and tribunals of Porto Rico now established and
6 in operation under and by virtue of existing laws. The
7 jurisdiction of said courts and the form of procedure in
8 them, and the various officers and attachés thereof, shall
9 also continue to be as now provided until otherwise pro-
10 vided by law: *Provided, however,* That the chief justice
11 and associate justices of the supreme court shall be ap-
12 pointed by the governor, by and with the advice and con-
13 sent of the Senate of Porto Rico; and the Legislature of Porto
14 Rico shall have authority, from time to time as it may
15 see fit, not inconsistent with this Act, to organize, modify,
16 or rearrange the courts and their jurisdiction and procedure,
17 except the District Court of the United States for Porto Rico.
18 All judgments rendered by the Supreme Court of Porto
19 Rico shall be final, except in case of the interpretation of
20 a constitutional provision or of a law enacted by the Con-
21 gress of the United States.

22 SEC. 41. That Porto Rico shall constitute a judicial
23 district to be called "the district of Porto Rico." The Presi-
24 dent, by and with the advice and consent of the Senate, shall
25 appoint one district judge, who shall serve for a term of four

1 years and until his successor is appointed and qualified and
2 whose salary shall be \$7,500 per annum. There shall be
3 appointed in like manner a district attorney, whose salary
4 shall be \$4,000 per annum, and a marshal for said district,
5 whose salary shall be \$3,500 per annum, each for a term
6 of four years unless sooner removed by the President. The
7 district court for said district shall be called "the District
8 Court of the United States for Porto Rico," and shall have
9 power to appoint all necessary officials and assistants, includ-
10 ing the clerk, interpreter, and such commissioners as may be
11 necessary, who shall be entitled to the same fees and have
12 like powers and duties as are exercised and performed by
13 United States commissioners. Such district court shall have
14 jurisdiction of all cases cognizable in the district courts of
15 the United States, and shall proceed in the same manner.
16 In addition said district court shall have jurisdiction for the
17 naturalization of aliens and Porto Ricans, and for this pur-
18 pose residence in Porto Rico shall be counted in the same
19 manner as residence elsewhere in the United States. Said
20 district court shall have jurisdiction of all controversies where
21 all of the parties on either side of the controversy are citizens
22 or subjects of a foreign State or States, or citizens of a State,
23 Territory, or District of the United States not domiciled in
24 Porto Rico, wherein the matter in dispute exceeds, exclusive
25 of interest or cost, the sum or value of \$3,000, and of all

1 controversies in which there is a separable controversy in-
2 volving such jurisdictional amount and in which all of the
3 parties on either side of such separable controversy are citi-
4 zens or subjects of the character aforesaid: *Provided*, That
5 nothing in this Act shall be deemed to impair the jurisdiction
6 of the District Court of the United States for Porto Rico to
7 hear and determine all controversies pending in said court at
8 the date of the approval of this Act. Upon the taking effect
9 of this Act the salaries of the judge and officials of the District
10 Court of the United States for Porto Rico, together with the
11 court expenses, shall be paid from the United States revenues
12 in the same manner as in other United States district courts.
13 In case of vacancy or of the death, absence, or other legal
14 disability on the part of the judge of the said District Court
15 of the United States for Porto Rico, the President of the
16 United States is authorized to designate one of the judges of
17 the Supreme Court of Porto Rico to discharge the duties of
18 judge of said court until such absence or disability shall be re-
19 moved, and thereupon such judge so designated for said serv-
20 ice shall be fully authorized and empowered to perform the
21 duties of said office during such absence or disability of such
22 regular judge, and to sign all necessary papers and records
23 as the acting judge of said court, without extra compensa-
24 tion.

1 SEC. 42. That the laws of the United States relating to
2 appeals, writs of error and certiorari, removal of causes, and
3 other matters or proceedings as between the courts of the
4 United States and the courts of the several States shall
5 govern in such matters and proceedings as between the dis-
6 trict court of the United States and the courts of Porto Rico.
7 Regular terms of said United States district court shall be
8 held at San Juan, commencing on the first Monday in May
9 and November of each year, and also at Ponce on the second
10 Monday in February of each year, and special terms may be
11 held at Mayaguez at such stated times as said judge may
12 deem expedient. All pleadings and proceedings in said
13 court shall be conducted in the English language. The said
14 district court shall be attached to and included in the first
15 circuit of the United States, with the right of appeal and
16 review by said circuit court of appeals in all cases where the
17 same would lie from any district court to a circuit court of
18 appeals of the United States, and with the right of appeal
19 and review directly by the Supreme Court of the United
20 States in all cases where a direct appeal would be from such
21 district courts.

22 SEC. 43. That writs of error and appeals from the final
23 judgments and decrees of the Supreme Court of Porto Rico
24 may be taken and prosecuted to the circuit court of appeals

1 for the first circuit and to the Supreme Court of the United
2 States as now provided by law.

3 SEC. 44. That the qualifications of jurors as fixed by
4 the local laws of Porto Rico shall not apply to jurors se-
5 lected to serve in the District Court of the United States for
6 Porto Rico; but the qualifications required of jurors in said
7 court shall be that each shall be of the age of not less than
8 twenty-one years and not over sixty-five years, a resident
9 of Porto Rico for not less than one year, and have a
10 sufficient knowledge of the English language to enable him
11 to serve as a juror; they shall also be citizens of the United
12 States. Juries for the said court shall be selected, drawn,
13 and subject to exemption in accordance with the laws of
14 Congress regulating the same in the United States courts
15 in so far as locally applicable.

16 SEC. 45. That all such fees, fines, costs, and forfeitures
17 as would be deposited to the credit of the United States if
18 collected and paid into a district court of the United States
19 shall become revenues of the United States when collected
20 and paid into the District Court of the United States for
21 Porto Rico: *Provided*, That \$500 a year from such fees,
22 fines, costs, and forfeitures shall be retained by the clerk and
23 expended for law library purposes under the direction of
24 the judge.

1 SEC. 46. That the Attorney General of the United
2 States shall from time to time determine the salaries of
3 all officials and assistants appointed by the United States
4 district court, including the clerk, his deputies, interpreters,
5 stenographer, and other officials and employees, the same
6 to be paid by the United States as other salaries and ex-
7 penses of like character in United States courts.

8 SEC. 47. That jurors and witnesses in the district court
9 of the United States for Porto Rico shall be entitled to and
10 receive 15 cents for each mile necessarily traveled over
11 any stage line or by private conveyance and 10 cents for
12 each mile over any railway in going to and returning from
13 said courts. But no constructive or double mileage fees
14 shall be allowed by reason of any person being summoned
15 both as witness and juror or as witness in two or more cases
16 pending in the same court and triable at the same term
17 thereof. Such jurors shall be paid \$3 per day and such
18 witnesses \$1.50 per day while in attendance upon the court.

19 SEC. 48. That the supreme and district courts of
20 Porto Rico and the respective judges thereof may grant
21 writs of habeas corpus in all cases in which the same are
22 grantable by the judges of the district courts of the United
23 States, and the supreme court and district courts may grant
24 writs of mandamus in all proper cases.

1 SEC. 49. That hereafter all judges, marshals, and sec-
2 retaries of courts now established or that may hereafter be
3 established in Porto Rico, and whose appointment by the
4 President is not provided for by law, shall be appointed by the
5 governor, by and with the advice and consent of the senate
6 of Porto Rico.

7 MISCELLANEOUS PROVISIONS.

8 SEC. 50. That, except as in this Act otherwise pro-
9 vided, the salaries of all the officials of Porto Rico not
10 appointed by the President, including deputies, assistants,
11 and other help, shall be such and be so paid out of the
12 revenues of Porto Rico as shall from time to time be deter-
13 mined by the Legislature of Porto Rico and approved by
14 the governor; and if the legislature shall fail to make an
15 appropriation for such salaries, the salaries theretofore fixed
16 shall be paid without the necessity of further appropriations
17 therefor. The salaries of all officers and all expenses of the
18 offices of the various officials of Porto Rico appointed as
19 herein provided by the President shall also be paid out of
20 the revenues of Porto Rico on warrant of the auditor, coun-
21 tersigned by the governor. The annual salary of the Resi-
22 dent Commissioner of the United States shall be \$15,000;
23 in addition thereto he shall be entitled to the occupancy of
24 the building heretofore used by the chief commander of the
25 Porto Rico Regiment, called Casa Blanca. The annual

1 salary of the governor shall be \$10,000; in addition thereto
2 he shall be entitled to the occupancy of the buildings hereto-
3 fore used by the chief executive of Porto Rico, with the fur-
4 niture and effects therein, free of rental; and the salaries of
5 heads of executive departments, chief justice of the supreme
6 court, and associate justices of the supreme court shall be
7 fixed by the Legislature of Porto Rico.

8 Where any officer whose salary is fixed by this Act is
9 required to give a bond, the premium thereof shall be paid
10 from the insular treasury.

11 SEC. 51. That the provisions of the foregoing section
12 shall not apply to municipal officials; their salaries and the
13 compensation of their deputies, assistants, and other help,
14 as well as all other expenses incurred by the municipalities,
15 shall be paid out of the municipal revenues, in such manner
16 as the legislature shall provide.

17 SEC. 52. That any bureau or office belonging to any
18 of the regular departments of the government, or hereafter
19 created, or not assigned, may be transferred or assigned to
20 any department by the governor with the approval of the
21 Senate of Porto Rico.

22 SEC. 53. That deeds and other instruments affecting
23 land situate in the District of Columbia, or any other terri-
24 tory or possession of the United States, may be acknowl-
25 edged in Porto Rico before any notary public appointed

1 therein by proper authority, or any officer therein who has
2 ex officio the powers of a notary public: *Provided*, That the
3 certificate by such notary shall be accompanied by the cer-
4 tificate of the executive secretary of Porto Rico to the effect
5 that the notary taking such acknowledgment is in fact such
6 notarial officer.

7 SEC. 54. That nothing in this Act shall be deemed to
8 impair or interrupt the jurisdiction of existing courts over
9 matters pending therein upon the approval of this Act,
10 which jurisdiction is in all respects hereby continued, the
11 purpose of this Act being to preserve the integrity of all of
12 said courts and their jurisdiction until otherwise specifically
13 provided.

14 SEC. 55. That this Act shall take effect upon approval,
15 but until its provisions shall severally become operative, as
16 hereinbefore provided, the corresponding legislative and
17 executive functions of the government in Porto Rico shall
18 continue to be exercised and in full force and operation as
19 now provided by law.

20 SEC. 56. That the laws and ordinances of Porto Rico
21 now in force shall continue in force and effect, except as
22 altered, amended, or modified herein, until altered, amended,
23 or repealed by the legislative authority herein provided for
24 Porto Rico or by Act of Congress of the United States; and

1 such legislative authority shall have power, when not incon-
2 sistent with this Act, by due enactment to amend, alter,
3 modify, or repeal any law or ordinance, civil or criminal,
4 continued in force by this Act as it may from time to time
5 see fit.

6 SEC. 57. That all laws or parts of laws applicable to
7 Porto Rico not in conflict with any of the provisions of this
8 Act, including the laws relating to tariffs, customs, and
9 duties on importations into Porto Rico prescribed by the
10 Act of Congress entitled "An Act temporarily to provide
11 revenues and a civil government for Porto Rico, and for
12 other purposes," approved April 12, 1900, are hereby
13 continued in effect, and all laws and parts of laws inconsistent
14 with the provisions of this Act are hereby repealed.

67TH CONGRESS, }
2^D SESSION. } **H. R. 9995.**

A BILL

To declare the purpose of the people of the United States as to the political status of the people of Porto Rico, and to provide an autonomous government for the said island, creating the Associated Free State of Porto Rico.

By Mr. CAMPBELL of Kansas.

JANUARY 19, 1922.—Referred to the Committee on Insular Affairs and ordered to be printed.