

INDEX TO CONSTITUTION

	Section.
Accounts of territory—basis of adjustment	203
Adjournment—consent of both houses required.....	51
AMENDMENTS TO CONSTITUTION	202
Amendments since statehood	(page) lxxxvi
Appeals from county courts and justices of the peace.....	114
to the supreme court	109
Appointments to fill vacancies	78
APPORTIONMENT, CONGRESSIONAL AND LEGISLATIVE.....	214
Appropriation of money—bills for.....	60
bills—what to contain	62
Arrest—members of legislative assembly, privileged from when	42
Assessment—where and how made.....	179
of cultivated land same as uncultivated.....	177
Attorney general	82
Auditor	82
Bail—excessive not to be required.....	6
Banking laws—what to provide.....	145
Bills of attainder prohibited	16
Bills—where may originate	57
amendment of	58
to embrace but one subject	61
several readings of	63
not to be revised or amended by reference.....	64
majority vote of members elect necessary to pass	65
duties of presiding officers in relation thereto.....	66
duty of governor in relation thereto.....	79
Board of university and school lands—powers of	156
Bonds of state or county—when invalid	187
Black lists prohibited.....	212
Census—when taken	35
Charters and special privileges—when invalid	132
Charters subject to provisions of constitution	133
Child labor prohibited.....	209
Clerk of supreme court	93
of district court—election of. (Sched.)	10
of district court.....	108
Coal lands—not to be sold.....	155
Commissioner of agriculture and labor	82
Commissioner of insurance	82
Common carriers—rates subject to legislative control	142
COMPACT WITH THE UNITED STATES	203-205
Condemnation of private property	14
Constitution—to be printed, etc. (Sched.)	26
duty of legislative assembly as to	68
election for adoption of. (Sched.)	13
canvassing board for election. (Sched.)	14
mandatory and prohibitory	21
how signed. (Sched.)	23
when to take effect. (Sched.)	11
submitted to vote of people. (Sched.)	12
Contract—law impairing obligation of prohibited	16
Contempt—punishment for	48

INDEX TO CONSTITUTION.

	Section.
CORPORATIONS OTHER THAN MUNICIPAL	181-146
"Corporation"—how construed	144
Corporations—elections	135
restrictions	136-138
controlled by general laws	131
black lists prohibited	212
Counties of the state	166
reimbursed for certain taxes—when. (Sched.)	22
COUNTY AND TOWNSHIP ORGANIZATION	166-173
County boundaries—how changed	168
Counties—organization of	137
County commissioners—number of	172
County court	110
jurisdiction	111
judges—election and qualification	111
judge—same as territorial judge of probate. (Sched.)	3
successor to probate court. (Sched.)	9
County government by chairmen township boards	171
County indebtedness limited	183
County officers—territorial continued in office. (Sched.)	10
when elected	173
County seats—how changed	163
County superintendent of schools—election and duties	150
Crimes—how prosecuted	8
Debts and liabilities—what South Dakota to assume	203
what North Dakota to assume	203
Debts of constitutional convention—how paid. (Sched.)	19
DECLARATION OF RIGHTS	1-24
District courts—jurisdiction	103
terms of	115
District judges—power to hold court	116
qualifications of	107
terms of office	104
Districts—legislative	214
Division of territorial records—plan of. (Sched.)	21
of territorial debts and liabilities	203
agreement—when to take effect	203
EDUCATION	147-152
Education—illiteracy to be provided against	151
Educational institutions under state control	152
Electors—residence of	125
privileged from arrest—when	123
Elections—general—when held	124
by secret ballot	129
Electors—qualification of	121
who not qualified	127
ELECTIVE FRANCHISE	121-129
Eminent domain—right how exercised	134
Employment—free right to obtain	23
Evidence of municipal indebtedness—when invalid	187
EXECUTIVE DEPARTMENT	71-84
Executive power vested in governor	71
Exemptions	208
Ex post facto laws prohibited	16
Felony—how prosecuted	8
Fines, etc., accruing to territory accrue to state. (Sched.)	3
Freedom of speech and publication	9
Government—purposes of	2
Governor—duty in relation to bills	79
may disapprove items of appropriation bills	80
official influence of prohibited	81
duties of	75
lieutenant governor—qualifications of	73
how elected	74
residence and term	71
Gross earnings system—taxation of railroads by	176

INDEX TO CONSTITUTION.

	Section.
Habeas corpus	5
House of representatives—number of members	32
privileges and powers of	48
speaker of	36
IMPEACHMENT AND REMOVAL FROM OFFICE	194-201
Impeachment—charges to be served	200
of governor	199
power of with house	194
senate to try	195
twice for same offense prohibited	201
who liable to	196
Imprisonment for debt	15
Indebtedness, municipal—tax levied to pay	184
Judges—disqualified from holding certain offices	119
not to act as attorneys	117
of supreme court—increased when	95
of probate same as county court. (Sched.)	8
JUDICIAL DEPARTMENT	85-120
Judicial districts—boundaries of	105
may be increased when	106
number of	104
Judicial powers—where vested	85
Jurisdiction over military reservations	204
Jury—power in libel actions	9
Jury trial—right of	7
Justices of the peace—number, election, jurisdiction	112
Land grants to public institutions	215-216
Land grants—acceptance of	205
Laws—when to take effect	67
uniform operation of	11
Legislative assembly—when and where to meet	53
when first session to meet	17
special sessions	75
quorum	46
sessions biennial	55
sessions—time limited	56
what constitutes	52
when members free from arrest	42
beginning of member's term of service	41
who disqualified as members of	37, 38
members of disqualified to hold certain offices	39
pay of members	45
houses to keep journals	49
sessions to be open	50
first meeting of. (Sched.)	25
per diem and mileage of members	45
personal interest in measures	43
qualifications of senators	28
qualifications of representatives	34
each house judge of qualification of its members	47
Legislative power—where vested	25
Legislative day	63
LEGISLATIVE DEPARTMENT	25-70
Legislative districts	214
Libel—criminal, trials for	9
Lieutenant governor—qualifications and duties	72
president of senate	77
Lotteries prohibited. (First amendment to Const.)	213
Married women—property rights of	213
Military subordinate to civil power	12
Military reservations—jurisdiction over	204
MILITIA	188-193
Militia—who constitute	188
how organized	189
how classified	190
officers of—how appointed or elected	191
how commissioned and removed	192
when privileged from arrest	193

INDEX TO CONSTITUTION.

	Section.
Municipal corporations—how organized	130
Natural rights	1
North Dakota—boundary of	206
to assume certain debts	203
inseparable part of union	3
Oath of office	211
Office—vacancy, how filled	78
Officer impeached, disqualified	198
Police magistrates—jurisdiction	113
Police powers	134
Political power—where vested	2
Poll tax	180
Powers reserved to the people	24
President of the senate pro tem	31
Privileges—special prohibited	20
Private property—how condemned	14
Process—style of	97
PROHIBITION	217
Prohibition—submission of to the people. (Sched.)	20
Public credit not to be loaned	185
PUBLIC DEBT AND PUBLIC WORKS	182-187
Public debt limited	182
PUBLIC INSTITUTIONS	215-216
Public institutions permanently located	215-216
names of	215-216
Public lands—sale or rent of	164
Public moneys—how paid out	186
Railroad commissioners—number of	82
Railroad corporations—annual reports, etc.	140
assessments of	179
general rights	143
consolidation of stock prohibited	141
Religious liberties	4
Removal from office—who liable	197
Reporter of supreme court	93
Reprieves and fines—power of governor to grant	76
Representatives—number of	32
term of	33
qualifications of	34
Representative districts	35
boundaries of	214
Representative in congress—when first elected. (Sched.)	18
Reports of territorial officers	24
Repudiation prohibited	184
Residents—soldiers, etc., not deemed	126
REVENUE AND TAXATION	174-181
Right of assembly and petition	10
Salaries of state officers	84
Salaries of supreme court and district judges. (Sched.)	16
SCHOOL AND PUBLIC LANDS	153-165
School funds—penalty for misappropriation	165
perpetual and inviolable	159
how invested	162
how constituted	153
apportionment of	154
School lands—how sold	155
board of appraisal	157
terms of sale	158
manner of appraisement	160
may be leased	161
special privileges prohibited	163
Schools—sectarian control prohibited	147
uniform system of	148, 149
public—establishment and maintenance	147
fines for violation of state laws applied for benefit of	154

INDEX TO CONSTITUTION.

	Section.
SCHEDULE	1-26
Seals—territorial continued. (Sched.)	7
Seal of North Dakota	207
Searches and seizures—unreasonable prohibited	18
Sectarian control of schools prohibited	147
Secretary of state—election of	82
when to act as governor	77
Senate—number of members	26
privileged and powers	48
president of	31
Senatorial districts—how changed	35
boundaries of	214
how fixed	29
how numbered	30
Senators—classes	30
term of	27
qualifications of	28
Slavery prohibited	17
South Dakota to pay North Dakota certain sums	203
Speaker of the house	36
Special legislation prohibited	69
when permitted	70
Special privileges	20
State—suits against	22
State's attorneys—appointment of. (Sched.)	10
State officers—when to be chosen	82
terms of office	82
when first officers to qualify. (Sched.)	15
terms of first officers. (Sched.)	16
duties of	83
salaries	84
State debt limited	182
State disclaims title to unappropriated public lands	203
Streams—flowing, property of state	210
Streets—consent to certain uses required	139
Suffrage—may be extended	122
Superintendent of public instruction	82
Suits against state—how brought	22
Supreme court—vacancies how filled	98
judges—compensation	99
who chief justice	92
restriction of power	98
reports	93
judges—qualifications	94
judges—terms of office	91
clerk of	93
reporter of	93
quorum	89
judges—how elected	90
powers	87
terms—where held	88
jurisdiction	86
jurisdiction over territorial causes pending. (Sched.)	6
Supreme court and district judges—salaries of. (Sched.)	16
Supreme court judges—when disqualified to sit	100
opinions of	101
syllabus	102
Syllabus	101
Taxation—power of state irrevocable	178
restrictions	174-175
to be uniform	176
Terms of court—how fixed	118
Territorial to state government—writs, etc. (Sched.)	1
Territory of Dakota—property of accrues to state. (Sched.)	5
Territorial laws—what remain in force. (Sched.)	2
Toleration of religious sentiment	203
Township organization	170
Transportation rates—legislative control of	142
Treason against the state	19
Treasurer—eligibility of	82

INDEX TO CONSTITUTION.

	Section.
Trial—speedy guaranteed	13
by jury guaranteed	7
Tribunals of conciliation	120
Trusts and combinations unlawful	146
United States senators—when to be elected. (Sched.)	17
Vacancies in office—how filled	78
in legislative assembly—how filled	44
Veto power	79
Votes—how recorded	54
Vote or influence—unlawful giving of	40
Water courses—property of state	210
Women may vote—when	128
Witnesses not to be unreasonably detained	6
Yea ^s and nays—when to be taken	49