

# THE DESERET WEEKLY

PIONEER PUBLICATION

ESTABLISHED

TRUTH AND LIBERTY

ROCKY MOUNTAIN REGION

JUNE, 1850.

NO. 5.

SALT LAKE CITY, UTAH, SATURDAY, JULY 23, 1892.

VOL. XLV.

## THE "HOME RULE" BILL.

Be it enacted, etc., That on Tuesday after the first Monday in November, 1892, and biennially thereafter, an election shall be held in the Territory of Utah, in the several election precincts thereof. That at said election the following officers shall be elected, to-wit: One delegate in Congress; one governor; one lieutenant-governor; one secretary; one auditor; one treasurer; one attorney-general; one superintendent of public instruction; three judges of the supreme court of said Territory, from the Territory at large; seven judges of the district court, one to be elected by the electors of each of the judicial districts hereinafter provided; and each district judge shall reside in the district for which he is elected; seven district attorneys, one to be elected by each of the judicial districts hereinafter provided, who shall reside in their respective districts, and shall be learned in the law and have been admitted to practice in the highest court of said Territory; also one probate judge; one county recorder; one county clerk, who shall be *ex officio* clerk of the district court while sitting in his county and of the probate court; one sheriff; one assessor and collector; one treasurer; three selectmen; one superintendent of schools; and one surveyor and one coroner; to be elected in each county in said Territory; also one constable and one justice of the peace, to be elected in each election precinct of said Territory. All the foregoing officers shall be citizens of the United States and citizens and residents of the Territory of Utah.

Sec. 2. That the officers elected at such election, other than the delegate in Congress, shall qualify and enter upon the duties of their respective offices on the 1st day of January, 1893, and the term of office of the present incumbents of each and all of said offices shall expire on that day, or as soon thereafter as their successors shall be commissioned and qualified, and not sooner. And said officers so elected, shall hold their offices for two years and until their successors are elected and qualified.

Sec. 3. That there shall also be elected at said election twelve members of the legislative council and twenty-four members of the house of representatives, to be elected from the several districts as at present constituted, but the Legislative Assembly shall redi-

strict the Territory and re-apportion the members to the legislative council and house of representatives: Provided, That in such re-apportionment the members shall be apportioned among the counties of the Territory according to population into, as near as may be, equal and, wherever practicable, single districts.

Sec. 4. That there shall be a meeting of the Legislative Assembly herein provided for on the first Monday in January, 1893, and on the first Monday in January biennially thereafter.

Sec. 5. That the salary of the several officers elected as herein provided shall be as follows: The governor, \$4000 per annum; the lieutenant-governor, \$1000 per annum; the secretary, \$3000 per annum; the auditor, \$3000 per annum; the treasurer, \$2000 per annum; the attorney-general, \$3000 per annum; the superintendent of public instruction, \$2400 per annum; the judges of the supreme court, each, \$4000 per annum; and the judges of the district court, each, \$3500 per annum; the district attorneys each not to exceed \$2500 per annum, the amount for each of the several districts to be fixed by the Legislative Assembly. All to be paid out of the Territorial treasury of said Territory. The members of the Legislature shall each receive \$8 per day for a term not exceeding sixty days in any two years, and 25 cents per mile for each mile necessary to be traveled in going from their respective places of residence to the capital of said Territory, to be paid out of the Territorial treasury. These salaries, except the compensation of the members of the Legislature, may be changed by the Legislature, but such change shall not take effect until after the next regular election.

Sec. 6. That the executive power and authority of the Territory shall be vested in the governor. The governor shall be an elector of said Territory, over 25 years of age. He shall be commander-in-chief of the militia of the Territory. He may grant reprieves and pardons, and remit fines and forfeitures against the laws of the Territory. He shall commission all officers who are appointed or elected under the laws of the Territory, and shall take care that the laws thereof be faithfully executed. Every bill which has passed the Legislative Assembly of the Territory shall, before it becomes a law, be termed by yeas and nays, and the names of the persons voting for or

presented to the governor; if he approves it he shall sign it, but if not, he shall return it to the house in which it originated, with his objection indorsed thereon, and that house shall enter the objections at large on its journal and proceed to reconsider it. If, after such reconsideration, two-thirds of that house agree to pass the bill, it shall be sent, together with the objections, to the other house, by which it shall likewise be reconsidered, and if approved by two-thirds of that house it shall become a law. But in all such cases the votes of both houses shall be de-against the bill shall be entered on the journal of each house. If any bill is not returned by the governor within five days, Sundays excluded, after it is presented to him, it shall become a law in like manner as if he had signed it, unless the Legislative Assembly by adjournment *me die* prevent its return, in which case it shall not be a law. The governor shall have the power to fill all vacancies in the offices provided for in this act until the next general election or until otherwise provided for by the Legislature. All the laws passed by the Legislative Assembly and governor, shall be submitted to the Congress of the United States, and if disapproved shall be null and of no effect. Where any judge of the supreme court is legally incompetent to sit in the hearing of any case coming before said court, or where from sickness or inability any judge of said court, may be unable to attend any session thereof, the governor upon such fact being certified to him by the court, shall have power to appoint a judge to sit in the trial of such cause or causes or to fill such vacancy for the time being.

Sec. 7. That the lieutenant-governor shall be *ex-officio* president of the legislative council; he shall not vote upon any measure pending before it, except when the council is equally divided. He shall perform the duties of governor in case of the disqualification, absence from the Territory, or death of the governor, and in case the lieutenant-governor shall from any cause be absent or disqualified, or shall be engaged in performing the duties of the governor, the president *pro tempore* of the legislative council shall perform the duties of the lieutenant-governor.

Sec. 8. That the secretary shall record and preserve all the laws and proceedings of the Legislative Assembly