

fees, or emoluments of any kind; and the acceptance of such office shall vacate their seats respectively."

On the Motion to postpone,

It passed in the Negative ³¹⁵ ^{notes}
It was moved and seconded to insert the word "created" before the word "during" in the report of the committee of eleven - which passed in the Negative. ³¹⁵

It was moved and seconded to insert the words "created, or the emoluments whereof I shall have been increased," before the word "during," in the report of the Committee ³¹⁶ which passed in the affirmative. ³¹⁶

Separate questions having been taken on the report as amended - they passed in the affirmative.

and the report as amended is as follows:

"The members of each House shall ^{be} ineligible to any civil office under the authority of the United States, created, or the emoluments whereof I shall have been increased, during the time for which they shall respectively be elected; and no person holding any office under the United States shall be a member of either House during his continuance in office."

The House then adjourned.

Journal of the Federal Convention Tuesday,
September 4, 1787.

The honorable Mr Brearly, from the Committee of eleven, informed the house, that the Committee were prepared to report partially. He then read the report in his place. It was afterwards delivered in at the Secretary's Table; and was again read, and is as follows:

The

The Committee of eleven, to whom sundry resolutions
 &c were referred on the 31 Ultimo, ~~+++~~ Report, that
 in their opinion the following additions and alterations
 should be made to the report before the Convention, Viz:

1 The first clause of the first section of the 7th article
 to read as follows: "The Legislature shall have
 "power to lay and collect taxes, duties, imp^{ts}
 "and excises, to pay the debts and provide for the
 "common defence and general welfare of the
 2 "United States." ^{beginning a new line} [] at the end of the 2^d clause
 of the 1st section, 7th article, add "and with the Indian tribes."

3 In ^{the} place of the 9th article, 1st section, to be inserted "The
 "Senate of the United States shall have power to try
 "all impeachments; but no person shall be convicted
 "without the concurrence of two thirds of the members
 "present."

4 After the word Excellency, in the first section, 10th
 article, to be inserted "He shall hold his office
 during the term of four years, and, together with
 the vice President, chosen for the same term, be
 elected in the following manner."

5 "Each State shall appoint in such manner as
 its Legislature may direct, a number of electors, equal
 to the whole number of Senators ~~&~~ and Members of the
 House of Representatives, to which the State may
 be entitled in the Legislature.

6 "The Electors shall meet in their respective States, and
 vote by ballot for two persons, of whom one at least
 shall not be an inhabitant of the same state with
 themselves; ~~+++~~ and they shall make a list of all the
 persons

persons voted for, and of the number of votes for each, which list they shall sign and certify, and transmit sealed to the seat of the general government, directed to the President of the Senate

7 "The President of the Senate shall, in that House, open all the certificates; and the votes shall be then and there counted. +++ The person having the greatest number of votes shall be ^{the} President, if such number be a majority of the whole number of the Electors appointed; and if there be more than one who have such majority, and have an equal number of votes, then the Senate shall ~~immediately~~ choose, by ballot, one of them for President; but if no person have a majority, then, from the five highest on the list, the Senate shall choose by ballot the President. + And in every case, after the choice of the President, the person having the greatest number of votes shall be ~~the~~ Vice President. But if there should remain two or more who have equal votes, the Senate shall choose from them the Vice President.

8 "The Legislature may determine the time of choosing, and assembling the Electors, and the manner of certifying and transmitting the votes."

"Sect. 2. No person except a Natural born Citizen, or a Citizen of the United States at the time of the adoption of this Constitution, shall be eligible to the office of President; nor shall any person be elected to that office who shall be under the age of
of

of thirty five years, and who has not been in the whole, at least 14 years a resident within the United States.

"Sect. 3. The Vice President shall be ex officio President of the Senate, except when they sit to try the impeachment of the President, in which case the chief Justice shall preside; and excepting, also, when he shall exercise the powers and duties of President, in which case, and in case of his absence, the Senate shall choose a President pro tempore. +++ The Vice President, when acting as President of the Senate, shall not have a vote, unless the House be equally divided."

"Sect. 4. The President, by and with the advice and consent of the Senate, shall have power to make Treaties: and he shall nominate, and by and with the advice and Consent of the Senate, shall appoint ^{and} Ambassadors, and other public Ministers, Judges of the Supreme Court, and all other officers of the United States, whose appointments are not otherwise herein provided for. But no Treaty, except Treaties of Peace, shall be made without the consent of two thirds of the Members present."

After the words "into the service of the United States," in the 2 Sect. 10 article add "and may require the opinion in writing of the principal officer in each of the Executive departments upon any subject relating to the duties of their respective offices."

The

The latter part of the 2 Sect. 10 article, to read as follows: "He shall be removed from his office on impeachment by the House of Representatives, and conviction by the Senate, for treason, or bribery; and in case of his removal as aforesaid, Death, absence, resignation, or inability to discharge the powers or duties of his office, the Vice President shall exercise those powers and duties until another President be chosen, or until the inability of the President be removed."

On the question to agree to the first clause of the report
it passed in the affirmative.

On the question to agree to the second clause of the report
it passed in the affirmative.

It was moved and seconded to postpone the consideration of the third clause of the report
which passed in the affirmative.

It was moved and seconded to postpone the consideration of the remainder of the Report
which passed in the Negative.

after some time passed in debate—

It was moved and seconded to postpone the consideration of the remainder of the report, that the members take Copies thereof which passed in the affirmative.

It was moved and seconded to refer the following motion to the Committee of eleven:

To prepare and report a plan for defraying the expenses of this Convention which passed in the affirmative.

The House adjourned.
Journal