TOTH CONGRESS H. R. 3237

IN THE HOUSE OF REPRESENTATIVES

MAY 16, 1945

Mr PINRO (by request of the Legislature of Pherto Rico as per its Resolution No. 1 of 1915) introduced the following bill; which was referred to the Committee on Insular Affairs

A BILL

- To provide for the submission to the people of Puerto Rico of alternative forms of political status to the end that, by mutual agreement between the people of Puerto Rico and the Government of the United States, a permanent political status may be ostablished in Puerto Rico mutually satisfactory to both.
- Whereas under the treaty between the United States and Spain of December 10, 1898, the island of Cuba, the Philippine Islands, and the island of Puerto Rico came under the American flag, subject to the sovereign power of the United States; and
- Whereas the United States thereby assumed certain obligations toward the peoples of these islands, including responsibility for the establishment of civil government, the promotion of

the welfare of the people, and the determination of their political status; and

- Whereas these obligations have been discharged fully with respect to Cuba and are now in process of full discharge with respect to the Philippine Islands; and
- Whereas the United States has been and continues to be the advocate of the right of self-determination of all peoples consistent with world peace; and
- Whereas the people of Puerto Rico through their representatives have expressed themselves as opposed to any system of government in which sovereignty over their lives does not derive democratically from the governed and have petitioned the Congress of the United States to submit to them alternative forms of political status for Puerto Rico that would be acceptable to the Congress: Therefore,
- 1 Be it cnacted by the Senate and House of Representa-2 tives of the United States of America in Congress assembled,
- 8

TITLE I

4 SECTION 1. It is hereby declared to be the policy of 5 Congress to comply with the request and desires of the people 6 of Puerto Rico by submitting to their free choice by popular 7 vote three alternative forms of political status as described 8 in titles II, III, and IV of this Act.

9 SEC. 2. The Legislature of Puerto Rico is hereby au-10 thorized to provide for a referendum at which the people of 11 Puerto Rico may accept any of the forms of relationship 12 with the Government of the United States or political status 3

as described in titles II, III, and IV of this Act or reject 1 all of them. All persons who have the qualifications for 2 3 voters for members of the Legislature of Puerto Rico shall be entitled to vote at such referendum. The Legislature of . 4 5 Puerto Rico shall provide by law for the conduct and safeguarding of said referendum and for the canvassing of the 6 7 returns and shall certify the result to the Governor of Puerto 8 Rico, If an absolute majority of the votes cast at such 9 referendum shall favor any one of the forms of relationship 10 with the Government of the United States or political status 11 as described in titles 11, 111, and 1V of this Act, the legis-12 lature shall immediately initiate procedures for making the 13 same effective pursuant to the terms of this Act.

14 SEC. 3. If no one of the forms of relationship or political 15 status described in titles 11, 111, and 1V of this Act receives 16 a majority of the votes cast in the referendum provided for 17 in section 2, the Legislature of Puerto Rico shall provide 18 by law for a new referendum, at which only the two forms 19 of relationship or political status receiving the larger number 20 of votes in the first referendum shall be submitted to the 21 people of Puerto Rico.

SEC. 4. If and when an absolute majority of the votes
cast at either of the referenda provided for in sections 2 and 3
of this title favors title 11 of this Act, title 11 shall go inter
effect.

SEC. 5. If and when an absolute majority of the votes
 cast at either of the referenda provided for in sections 2 and
 3 of this title favors title III of this Act, title III shall go
 into effect.

5 SEC. 6. If and when an absolute majority of the votes 6 cast at either of the referenda provided for in sections 2 and 7 3 of this title favors title IV of this Act, title IV shall go into 8 effect.

9 SEC. 7. If the Legislature of Puerto Rico is in session 10 when title I of this Act becomes effective, it shall remain in 11 permanent session until a new government, as provided in 12 any one of the titles of this Act, takes office in Puerto Rico, 18 any provision of law to the contrary notwithstanding; and if 14 the Legislature of Puerto Rico is not in session when title I 15 of this Act becomes effective, the Governor of Puerto Rico 16 shall, within ten days, call the Legislature of Puerto Rico 17 for a special permanent session, which shall not adjourn until 18 a new government, as provided in any one of the titles of 19 this Act. takes office in Puerto Rico, any provision of law to 20 the contrary notwithstanding. In either case the legislature 21 shall be in session for the sole purpose of carrying out its 22 duties under the provisions of this Act, but it may take care 23 of its regular legislative business during the period designated 24 by section 33 of the Organic Act of Puerto Rico (Act of 25 March 2, 1917, as amended), and the Governor may at any

time call upon the legislature to consider especially any legislation specified in the call thereof or in any special message,
according to the authority granted by the same section of the
organic Act, provided that during the course of the permanent session herein provided for the houses of the legislature
of Puerto Rico may recess, always subject to a call by the
chair.

8 SEC. 8. After the approval of this Act no general clee9 tions shall be held in Puerto Rico under the provisions of
10 the Act of March 2, 1917, as amended, known as the
11 Organic Act of Puerto Rico.

12

TITLE II—INDEPENDENCE

13 CONVENTION TO FRAME CONSTITUTION FOR PUERTO RICO 14 SEC. 201. The Legislature of Puerto Rico is hereby 15 authorized to provide by law for the election of delegates to 16 a constitutional convention, which shall meet in the capital 17 of Puerto Rico at such time as the Legislature of Puerto Rico 18 may fix, within one year after the enactment of this Act, to 19 formulate and draft a constitution for the Government of 20 the Republic of Puerto Rico, subject to the conditions and 21 qualifications in this Act, which shall exercise jurisdiction $\mathbf{22}$ over all the territory in the West Indies ceded to the United 23 States by article II of the treaty of peace concluded between 24 the United States and Spain on the 10th day of December 25 1898. The laws relating to qualifications of voters and the

safeguarding of elections which governed the election of
 November 7, 1944, shall apply to this election, with such
 modifications and additions as the President of the United
 States may by order prescribe in order to carry out the
 purpose of securing a true expression of the choice of the
 people of Puerto Rico,

7 CHARACTER OF CONSTITUTION—MANDATORY PROVISIONS 8 SEC. 202. The constitution formulated and drafted shall 9 provide for a government republican in form, shall contain 10 a bill of rights, including freedom of religious worship, free-11 dom of speech, freedom of the press, freedom of assembly, 12 the right to petition, freedom from unreasonable searches 13 and seizures, and shall furthermore continue and guarantee all the rights, privileges, and immunities at present en-14 joyed by the people of Puerto Rico under the Constitution 15 16 of the United States and the Organic Act of Puerto Rico, 17 and shall expressly guarantee all persons and corporations against any expropriation of property and pro-18 vide for reasonably prompt, equitable, and effective com-19 20 pensation for any property taken for public use; and 21 shall also include the following provisions:

(1) That the property rights of the United States and
Puerto Rico shall be promptly adjusted and settled, and
that all existing property rights of citizens or corporations
of the United States shall be acknowledged, respected, and

safeguarded to the same extent as corresponding property
 rights of citizens or corporations of Paerto Rico,

3 (2) That the Government of Puerto Rico, on becoming
4 independent of the United States, will assume all continuing
5 obligations assumed by the United States under the treaty
6 of peace with Spain ceding said Puerto Rico to the United
7 States.

8 (3) That by way of further assurance the Government
9 of Puerto Rico will embody the foregoing provisions (1)
10 and (2) in a treaty with the United States.

11 SEC, 203. (a) The Government of the United States 12 shall have the right, after consultation with the Government 13 of Puerto Rico, to establish and maintain such navel and 14 military bases with all necessary installations as the Govern-15 ment of the United States may consider convenient for the 16 purpose of defense of the United States, Puerto Rico, and 17 the Western Hemisphere.

18 (b) The ships of the United States armed forces—sur-19 face, subsurface, and air ships—shall enjoy free movement to and from all ports and airports in Puerto Rico as well as 20 supply ships of all kinds carrying supplies to armed forces 21 22 of the United States, at any time stationed in Puerto Rico. In case of war or of imminent danger of war, the United 23States.shall enjoy the right of free transit of its troops in 24 25 Puerto Rico after due notice to the Government of Puerto Rico. In times of peace the United States shall enjoy the
 right of free normal movements of troops from one base,
 camp, fort, or installation to another within the territorial
 limits of Puerto Rico, after due notice to the Government of
 Puerto Rico.

6 (c) In any war in which the United States is involved,
7 the Republic of Puerto Rico shall be an ally of the United
8 States and shall give all cooperation to the war effort within
9 and without the territorial limits of Puerto Rico.

10 (d) The Intelligence Services of the United States shall, 11 in such case as described in the preceding paragraph, act and 12 move freely within the territorial limits of Puerto Rico; and 13 the laws of Puerto Rico shall provide for the adequate enforcement of provisions for the national security of the 14 United States and Puerto Rico with regard to these activities. 1516 The foregoing provisions of section 203 shall be included 17 both in the constitution of the republic of **Puerto Rico pro-**18 vided for in section 201 and in a treaty between the United 19 States and Puerto Rico.

20 SUBMISSION OF THE CONSTITUTION TO THE PRESIDENT 21 OF THE UNITED STATES

SEC. 204. Upon the drafting and approval of the constitution by a majority of the constitutional convention in Puerto Rico, the constitution shall be submitted within two years after the enactment of this Act to the President of the

BEST AVAILABLE COPY

United States, who shall determine whether or not it con-1 forms with the provisions of this Act. In case the consti-2 8 tutional convention in Puerto Rico is not ready to submit a 4 constitution to the President of the United States within two 5 years after the enactment of this Act, the Legislature of 6 Paerto Rico is hereby authorized to provide for a longer 7 term by law or by concurrent resolution. If the President 8 finds that the proposed constitution conforms substantially 9 with the provisions of this Act, he shall so certify to the 10 Governor of Puerto Rico, who shall so advise the constitu-11 tional convention. If the President finds that the constitution 12 does not conform with the provisions of this Act, he shall 13 so advise the Governor of Puerto Rico, stating wherein in his judgment the constitution does not so conform and sub-14 mitting provisions which will in his judgment make the 15 constitution so conform. The Governor shall in turn submit 16 such message to the constitutional convention for further 17 18 action by them pursuant to the same procedure hereinbefore 19 defined, until the President and the constitutional convention 20 are in agreement.

21 SUBMISSION OF THE CONSTITUTION TO THE PEOPLE OF 22 PUERTO RICO

 23 SEC. 205. After the President of the United States has
 24 certified that the constitution conforms with the provisions H. R. 3237---2

of this Act, it shall be submitted to the people of Puerto 1 Rico for their ratification or rejection in a referendum to be 2 held within four months after the date of such certification, 3 on a date to be fixed by the Legislature of Puerto Rico, at 4 which referendum the qualified voters of Puerto Rico shall 5 have an opportunity to vote directly for or against the pro-6 posed constitution and ordinances appended thereto. Such 7 referendum shall be held in such manner as may be pre-8 scribed by the Legislature of Puerto Rico, to which the 9 return of the election shall be made. The laws relating to 10 11 qualifications of voters and the safeguarding of elections 12 which governed the election of November 7, 1944, shall 13 apply to this referendum, with such modifications and additions as the President may by order prescribe in order to 14 carry out the purpose of securing a true expression of the 15 choice of the people of Puerto Rico. The Legislature of 16 Puerto Rico shall by law provide for the canvassing of the 17 returns and shall certify the result to the Governor of Puerto 18 Rico, together with a statement of the votes cast, and a 19 copy of said constitution and ordinances. If a majority of 20 the votes cast shall be for the constitution, such vote shall 21 $\mathbf{22}$ be deemed an expression of the will of the people of Puerto 23 Rico in favor of said constitution, and the Governor shall, $\mathbf{24}$ within thirty days after receipt of the certification from the 25Puerto Rico Legislature, issue a proclamation for the elec-

tion of officers of the government of the Republic of Puerto 1 Rico provided for in the constitution. The election shall 2 take place not carlier than six months nor later than nine 3 months after the proclamation by the Governor ordering 4 such election, and the qualifications for voting and the safe-5 guards for such election shall be as provided in such con-6 stitution. When the election of the officers provided for 7 under the constitution has been held and the results deter-8 mined, the Governor of Puerto Rico shall certify the results 9 of the election to the President of the United States, who 10 shall as provided in section 209 issue a proclamation an-11 12 nouncing the results of the election, and upon the issuance 13 of such proclamation by the President the existing govern-14 ment of Puerto Rico shall terminate and the new government shall enter upon its rights, privileges, powers, and duties, 15 as provided under the constitution. The present government 16 17 of Puerto Rico shall provide for the orderly transfer of the functions of government. 18

19 SEC. 206. If the majority of the votes cast are against 20 the constitution, then the constitutional convention shall 21 frame a new constitution, which shall be transmitted to the 22 President within six months after certification of the result 23 of the referendum, and the procedure provided in section 204 24 and in this section shall be followed again until a constitu-25 tion framed in accordance with the provisions of this Act

receives the favorable vote of a majority of the votes cast 1 at a referendum held as herein provided. In the event of 2 the rejection of such a newly framed constitution by the 3 duly qualified voters of Puerto Rico, then the constitutional 4 convention shall be considered permanently dissolved and a 3 new election of delegates to a constitutional convention shall 6 be held within one year from the date of such rejection at 7 a date fixed by law by the Legislature of Puerto Rico and 8 a new constitution shall be drafted and approved by the 9 said constitutional convention and submitted for the approval 10 11 of the people of Puerto Rico under the applicable foregoing 12 provisions of this title.

13 TRANSFER OF PROPERTY RIGHTS TO THE REPUBLIC OF 14 PUERTO RICO

15 SEC. 207. All the property and rights which may have been acquired in the island of Puerto Rico by the United 16 17 States under the treaty of peace mentioned in the first section of this title, except such land or other property as has 18 19 heretofore been designated by the President of the United 20 States for military, naval, and other reservations of the 21Government of the United States, or which may hereafter 22be designated by the President of the United States, and 23except such land or other property or rights or interests $\mathbf{24}$ therein as may have been sold or otherwise disposed of

in accordance with law, are hereby granted to the Government of the Republic of Puerto Rico: *Provided*, *however*,
That this shall not deprive the United States from establishing a mayal base or bases on Puerto Rico, in the interests
of its national defense, prior to the date of the declaration
of the independence of Puerto Rico,

7 BASIC ECONOMIC RELATIONS AFTER THE INDEPENDENCE 8 OF PUERTO RICO

9 SEC, 208, (a) No duty shall be levied by the United 10 States upon any article imported from the Republic of Puerto 11 Rico and none levied by Puerto Rico upon any article 12 imported from the United States except by the mutual 13 consent of the two Governments and upon such terms and 14 conditions as they may agree upon.

(b) The United States shall not impose or collect any internal revenues on products of Puerto Rico imported into the United States: *Provided*, That the Republic of Puerto Rico shall impose and collect on such products an export duty not less than the internal revenue collected by the United States on similar products.

(c) Importation of Puerto Rican sugar into the United
States shall continue on a basis not more restrictive in principle than that which has prevailed during the last five years
in which a quota was imposed under United States law.

1 RECOGNITION OF INDEPENDENCE OF PUERTO RICO AND

2

WITHDRAWAL OF AMERICAN SOVEREIGNTY

3 SEC. 209. Ninety days after the election of the officers of the new government as provided in section 205, the Presi-4 dent of the United States shall by proclamation withdraw 5 6 and surrender all right of possession, supervision, jurisdiction, control, and sovereignty then existing and exercised by the 7 8 United States in and over the territory and people of Puerto 9 Rico, excepting all military, naval, and other reservations 10 of the Government of the United States in Puerto Rico, 11 and, on behalf of the United States, shall recognize the 12 independence of Puerto Rico as a separate and self-govern-13 ing nation and acknowledge the authority and control over Puerto Rico of the government instituted by the people of 14 Puerto Rico under their constitution; and, on the same day, 15 the officers elected under the constitution of Puerto Rico 16 17 shall take office.

18 NOTIFICATION TO FOREIGN GOVERNMENTS

19 SEC. 210. Upon the proclamation and recognition of 20 the independence of Puerto Rico, the President shall notify 21 the governments with which the United States is in diplo-22 matic correspondence thereof and invite said governments 23 to recognize the independence of Puerto Rico.

 $\mathbf{24}$

CITIZENS AND VETERANS

25 SEC. 211. (a) Every citizen of the United States resid-

ing in Puerto Rico on the date of the referendum approving
the constitution pursuant to section 205, and every citizen
whose citizenship is based upon legislation directed exclusively to Puerto Rico may retain his American citizenship
upon compliance with the provisions of this section.

(b) Any such citizen residing in Puerto Rico who doß sires to remain an American citizen shall file with the United 7 States District Court for Paerto Rico, ander rules and regu-X 9 lations to be prescribed by said court, a declaration duly 10 acknowledged that he intends to retain his American citizen-11 ship. Such declaration shall be made in gandruplicate, one 12 copy to remain among the records of said court, one copy 13 to be by it forwarded to the Secri tary of State of the United States, one copy to be by it transmitted to the Governor of 14 Puerto Rico, and by him to the Executive Chief of Puerto 15 Rico when he takes office, and one copy to be retained by 16 the declarant. 17

18 (c) Any such citizen born in Puerto Rico residing else-19 where in the United States and who wants to become a citizen 20 of Puerto Rico may similarly file such a declaration with any 21 official authorized to administer the oath in naturalization 22 proceedings, and any such citizen residing outside the United 23 States, with a diplomatic or consular official of the United 24 States. Such official shall thereupon forward such declaration to the United States Department of State for transmittal to
 the Republic of Puerto Rico.

(d) Such declaration, as provided for under (b) and 3 (c) of this section, must be filed within six months after 4 the date of the referendum approving the constitution: Pro-5 eided, however, That such declaration may be filed by the в father or legal custodian of a minor or person under legal 7 disability subject to ratification or rejection six months after 8 attaining majority, or after removal of disability, as the case 9 may be. Appropriate provisions shall be made for the filing 10 of declarations which, under the provisions of this subsec-11 12 tion, may not be required until after the date of the procla-13 mation of independence.

(c) Any citizen referred to in subsection (a) who 14 15 fails to file such a declaration within the applicable period 16 specified in this section shall be deemed a citizen of Puerto 17 Rico upon the proclamation of independence of Puerto Rico or upon the expiration of the applicable period, whichever 18 /19 happens later. Until such time, however, all such citizens 20shall retain their American citizenship. After such time, 21no such citizen shall regain American citizenship except $\underline{22}$ under the provisions of the naturalization law.

(f) All rights and benefits acknowledged to Puerto
Rican citizens under the laws of the United States by virtue
of their status as veterans of war and by virtue of their

status as retired employees of the Federal Government, and 1 all rights and benefits acknowledged under the laws of Con-2 gress to families or relatives of Puerto Rican veterans of war 3 and of Puerto Rican retired employees of the Federal Gov-4 ernment, shall be entirely maintained and respected by the 5 Government of the United States. Said rights and benefits ß are considered "vested rights" and deemed as additional com-7 pensation due for services rendered to the Government of 8 the United States of America. The payments which are to 9 be made by the Government of the United States for such 10 consideration, either directly or indirectly, shall be made 11 through the Government of the Republic of Puerto Rico up to 12 the complete settlement according to the aforesaid laws. 13

(g) All rights and benefits acknowledged to citizens of
the United States under the laws of Puerto Rico by virtue of
their status as retired employees and officials of the Government of Puerto Rico shall be entirely maintained and respected by the Government of the Republic of Puerto Rico.

19 FINANCIAL ARRANGEMENTS ON INDEPENDENCE OF PUERTO

20

RICO

SEC. 212. Effective upon the proclamation of independence of Puerto Rico, the existing public debt of Puerto
Rico, insular and municipal, shall be, and hereby is, assumed by the United States, and all claims of the United
H. R. 3237---3

States against residents of Puerto Rico then existing shall 1 be, and hereby are, transferred and set over to the Republic 2 of Puerto Rico. The Republic of Puerto Rico shall thereupon 3 become indebted to the United States for the amount of 4 the debt hereby assumed and the amount of the claims 5 hereby transferred and set over, to be paid as mutually G 7 agreed upon by the two Governments: Provided, however, 8 That there shall be no obligation on the part of the United 9 States to meet the principal or interest of bonds and other 10 obligations of the Government of Paerto Rico or of the 11 municipal governments thereof, hereafter issued during the 12 continuance of United States sovereignty in Puerto Rico, 13 and provided also that such bonds and obligations hereafter issued shall not be exempt from taxation in the United 14 States or by authority of the United States. 15

16 TEMPORARY AND DIMINISHING ECONOMIC ADS TO THE17REPUBLIC OF PUERTO RICO

18 SEC. 213. Until such time and in such manner as here-19 inafter provided all Federal aid heretofore extended to Puerto 20 Rico in the nature of, but not limited to, agricultural re-21 search and extension, school, college and vocational educa-22 tion, public roads and highways, social security, unemploy-23 ment and work relief, agricultural adjustment, farm security, 24 soil conservation, food relief, public health, nonmilitary work 25 projects, reconstruction finance, disaster relief, farm credit,

Federal works, Federal housing and slum clearance, and
 tenant purchase shall continue.

SEC. 214. The aid provided for in the preceding section 3 shall be gradually reduced. Such reduction shall be carried 4 ð out on the basis of indexes of economic progress to be determined by a commission of three economists designated 6 7 by the President of the United States and two economists 8 designated by the Chief Executive of Paerto Rico, and upon 9 proclamation from time to time by the President of the 10 United States.

11

IMMIGRATION AFTER INDEPENDENCE

12 SEC. 215. Upon the final and complete withdrawal of
13 American sovereignty over Puerto Rico the immigration
14 laws of the United States shall apply to Puerto Rican
15 citizens to the same extent as in the case of other countries
16 in the Western Hemisphere.

17

STATUTES REPEALED

18 SEC. 216. Except as otherwise provided in this title,
19 all Federal laws or parts of Federal laws relating to the
20 present government of Puerto Rico and its administration are
21 hereby repealed as of the date of the inauguration of the
22 government of the republic of Puerto Rico.

23 PROVISION OF CERTAIN EXPENSES

SEC. 217. All necessary expenses of the elections, referenda, and the constitutional conventions under this Act

shall be provided by acts of the Legislature of Puerto Rico.
 SKC, 218. The military and economic relationships pro vided for in this title shall be embodied in a treaty of per petual friendship and mutual aid to be concluded between
 the United States and Puerto Rico.

TITLE III

6

7

STATEHOOD

8 SEC, 301. The qualified electors of Puerto Rico are
9 hereby authorized to vote for and choose delegates to form
10 a constitutional convention for the purpose of framing a
11 constitution for the proposed State of Puerto Rico,

12 SEC. 302. All citizens of the United States who have 13 the qualifications for voters for members of the House of Representatives of Puerto Rico are hereby authorized to 14 vote for and choose delegates to the said constitutional con-15 Such delegates shall possess the qualifications of vention. 16 such electors; and the aforesaid convention shall consist of 17 thirty-nine delegates apportioned among the several repre-18 sentative districts within the limits of the proposed State 19 as follows: One delegate for each of the thirty-five repre-20 sentative districts and four delegates at large to be chosen 21 by all the qualified voters of Puerto Rico, each voter entitled 22 to vote for only one delegate at large. 23

24 SEC. 303. The time, place, and manner of holding such

clections shall be fixed by appropriate legislation by the
 Legislature of Puerto Rico.

3 SKC. 304. The delegates to the convention thus elected shall meet at the seat of the government of Puerto Rico 4 on the second Tuesday after their election. After organi-5 в ration they shall declare on behalf of the people of said proposed State that they adopt the Constitution of the 7 United States, whereupon the said convention shall be, and 8 9 is hereby, authorized to form a constitution and provide for 10 a State government for said proposed State.

11 SEC. 305. The constitution shall be republican in form 12 and make no distinction in civil or political rights on account 13 of race, creed, or color and shall not be repugnant to the 14 Constitution of the United States and the principles of the 15 Declaration of Independence,

16 And said convention shall provide, by an ordinance irrev17 ocable without the consent of the United States and the people
18 of said State:

19 First. That perfect toleration of religious sentiment shall
20 be secured, and that no inhabitant of said State shall ever be
21 molested in person or property on account of his or her mode
22 of religious worship.

23 Second. That the people inhabiting said proposed State
24 do agree and declare that they forever disclaim all right and

title to the lands reserved by the Federal Government for 1 military or other governmental purposes; that the lands and $\mathbf{2}$ other property belonging to citizens of the United States 3 residing without the said State shall never be taxed at a higher 4 rate than the lands and other property belonging to residents 5 thereof; that no taxes shall be imposed by the State upon 6 lands or property therein belonging to or which may here-7 after be acquired by the United States or reserved for its use. 8 9 Third. That the debts and liabilities of Puerto Rico and the debts of the municipalities thereof which shall be valid 10 and subsisting at the time of the passage of this Act shall be 11 12 assumed and paid by said proposed State, and that said State 13 shall, as to all such debts and liabilities, be subrogated to all the rights, including rights of indemnity and reimbursement, 14 15 existing in favor of Puerto Rico or of any of the several 16 municipalities thereof at the time of the passage of this Act: 17 *Provided*, That nothing in this Act shall be construed as vali-18 dating or in any manner legalizing any territorial, municipal, or other bonds, obligations, or evidences of indebtedness of 19 20Puerto Rico or the municipalities thereof which now are or 21may be invalid or illegal at the time said proposed State is 22admitted, nor shall the legislature of said proposed State pass 23any law in any manner validating or legalizing the same.

Fourth. That provision shall be made for the establishment and maintenance of a system of public schools, which

BEST AVAILABLE COPY

shall be open to all the children of said State and free from
 sectarian control.

Fifth. That said State shall never enact any law restricting or abridging the right of suffrage on account of race, color,
or previous condition of servitude, and that ability to read,
write, speak, and understand the English language sufficiently
well to conduct the duties of the office without the aid of an
interpreter shall be a necessary qualification for all State officers and members of the State legislature.

10 All of which ordinance described in this section shall, by 11 proper reference, be made a part of any constitution that 12 shall be formed hereunder, in such terms as shall positively 13 preclude the making by any future constitutional amendment 14 of any change or abrogation of the said ordinance in whole 15 or in part without the consent of Congress.

16 SEC. 306. That when said constitution shall be formed 17 as aforesaid the convention forming the same shall provide 18 for the submission of said constitution to the people of 19 Puerto Rico for ratification at an election which shall be 20 held on a day named by said convention not earlier than 21 sixty nor later than ninety days after said convention ad-22journs, at which election the qualified voters of Puerto Rico 23shall vote directly for or against said constitution and for 24 or against any provisions thereof separately submitted. The 25returns of said election shall be made by the election officers

23

(

direct to the auditor of Puerto Rico, who, with the Governor 1 and the chief justice of Puerto Rico, shall constitute a can-2 3 vassing board, and they, or any two of them, shall meet at said city of San Juan on the third Monday after said elec-4 5 tion and shall canvass the same. If a majority of the legal votes cast at said election shall reject the constitution, the 6 7 said canvassing board shall forthwith certify said result 8 to the Governor of Puerto Rico, together with the statement 9 of votes cast, upon the question of the ratification or rejec-10 tion of said constitution and also a statement of the votes 11 cast for or against such provisions thereof as were separately 12 submitted to the voters at said election; whereupon the Gov-13 ernor of Puerto Rico shall, by proclamation, order the con-14 stitutional convention to reassemble at a date not later than 15 twenty days after the receipt by said Governor of the docu-16 ments showing the rejection of the constitution by the 17 people, and thereafter a new constitution shall be framed 18 and the same proceedings shall be taken in regard thereto 19 in like manner as if said constitution were being originally 20 prepared for submission and submitted to the people.

SEC. 306A. That when said constitution and such rovisions thereof as have been separately submitted shall have
been duly ratified by the people of Puerto Rico as aforesaid
a certified copy of the same shall be submitted to the President of the United States and to Congress for approval,

i

 $\mathbf{24}$

together with the statement of the votes cast thereon and 1 upon any provisions thereof which were separately sub- $\mathbf{2}$ mitted to and voted upon by the people. And if Congress 3 and the President approve said constitution and the said 4 separate provisions thereof, or, if the President app. oves 5 the same and Congress fails to disapprove the same during 6 the next regular session thereof, then and in that event the $\mathbf{7}$ President shall certify said facts to the Governor of Puerto 8 Rico, who shall, within thirty days after the receipt of said 9 notification from the President of the United States, issue 10 his proclamation for the election of the State and municipal 11 12 officers, the members of the State legislature and Senators and Representatives in Congress, and all other officers pro-13 vided for in said constitution, all as hereinafter provided; 14 said election to take place not earlier than sixty days nor 15 later than ninety days after said proclamation by the 16 Governor of Puerto Rico ordering the same. 17

18 SEC. 307. Said constitutional convention shall, by ordi-19 nance, provide that in case of the ratification of said con-20 stitution by the people, and in case the President of the 21 United States and Congress approve the same, or in case 22 the President approves the same and Congress fails to act 23 in its next regular session, all as hereinbefore provided, an 24 election shall be held at the time named in the proclamation

25

è

of the Governor of Puerto Rico, provided for in the preceding 1 section, at which election officers for a full State government, $\mathbf{2}$ including a Governor, members of the legislature, two Sena-3 tors, and six Representatives in Congress, to be elected at 4 large from said State, and such other officers as such con-5 6 stitutional convention shall prescribe, shall be chosen by the 7 people. Such election shall be held, the returns thereof 8 made, canvassed, and certified to by the auditor of Puerto 9 Rico in the same manner as in this Act prescribed for the 10 making of the returns, the canvassing and certification of the 11 same of the election for the ratification or rejection of said 12 constitution, as hereinbefore provided, and the qualifications 13 of voters at said election for all State officers, members of 14 the legislature, municipal officers, and Representatives in 15 Congress, and other officers prescribed by said constitution 16 shall be made the same as the qualifications of voters at the 17 election for the ratification or rejection of said constitution as 18 hereinbefore provided. When said election of said State and 19 municipal officers, members of the legislature, and Represen-20tatives in Congress, and other officers above provided for shall $\mathbf{21}$ be held and the returns thereof made, canvassed, and cer-22tified as hereinbefore provided, the Governor of Puerto Rico 23shall certify the result of said election, as canvassed and cer- $\mathbf{24}$ tified as herein provided, to the President of the United 25States, who thereupon shall immediately issue his proclama-

tion announcing the result of said election so ascertained, and 1 upon the issuance of said proclamation by the President of $\mathbf{2}$ the United States the proposed State of Puerto Rico shall be 3 4 deemed admitted by Congress into the Union, by virtue of 5 this Act, on an equal footing with the other States. Until 6 the issuance of said proclamation by the President of the 7 United States, and until the said State is so admitted into the 8 Union and said officers are elected and qualified under the · 9 provisions of the constitution, the officers of Puerto Rico, 10 including the Delegate in Congress thereof elected at the last 11 general election, shall continue to discharge the duties of their 12respective offices in and for said Puerto Rico.

13 SEC. 308. Said State when admitted as aforesaid shall 14 constitute one judicial district, to be known as the "district 15 of Puerto Rico". The District Court for the District of 16 Puerto Rico shall hold one term at San Juan and one term 17 at Ponce each year, and special terms may be held at such 18 times and places in said district as the judges thereof may 19 deem expedient. And the said district shall, for judicial 20 purposes, until otherwise provided, be attached to the first 21 judicial circuit. There shall be appointed for said district, 22in the manner provided by law, two district judges, one 23United States attorney, and one United States marshal. $\mathbf{24}$ There shall be appointed two clerks for said district, who 25shall keep their offices at San Juan and Ponce, respectively.

The regular term of said court held at San Juan shall convene 1 on the first Monday in January and at Ponce on the first 2 Monday in March in each year, and one grand jury shall 3 be summoned in each year in each of said district courts. 4 The district court for said district, and the judges thereof, 5 respectively, shall possess the same powers and jurisdiction 6 7 and perform the same duties required to be performed by 8 the other district courts and the judges thereof throughout 9 the United States and shall be governed by the same laws 10 and regulations. The marshal, district attorney, clerks, and 11 stenographers of the district courts of said district, and all 12other officers and persons performing duties in connection 13 with the administration of justice therein, shall severally 14 possess the powers and perform the duties required by law 15 to be performed by similar officers in the other districts of 16 the United States, and shall receive, for the services they 17 perform, the fees and compensation now allowed by law to 18 officers performing similar services in other districts of the 19 United States.

SEC. 309. All appeals or writs of error taken from the
Supreme Court of Puerto Rico to the Supreme Court of the
United States or the United States Circuit Court of Appeals
for the First Circuit, previous to the final admission of such
State, shall be prosecuted to final determination as though
this Act had not been passed. All cases in which final

judgment has been rendered in such Puerto Rico appellate 1 $\mathbf{2}$ courts and in which appeals or writs of error might be had, except for the admission of such State, may continue to be 3 sued out, taken, and prosecuted to the Supreme Court of 4 $\mathbf{5}$ the United States or the United States circuit court of appeals under the provisions of existing laws, and there 6 7 held and determined in like manner; and in either case the $\mathbf{8}$ Supreme Court of the United States, or the United States 9 circuit court of appeals, in the event of reversal shall remand 10 the said cause to either the State supreme court or other 11 final appellate court of said State, or to the United States 12district court for said district, as the case may require: 13*Provided*, That the time allowed by existing law for appeals and writs of error from appellate courts of Puerto Rico 14 15shall not be enlarged thereby, and all appeals and writs 16of error not sued out from the final judgments of said courts 17at the time of the admission of such State shall be taken 18within six months from such time.

SEC. 310. All causes pending in the Supreme Court of Puerto Rico and in the United States courts in Puerto Rico which, if begun within a State, would have fallen within the exclusive orngunal cognizance of a district court of the United States sitting therein, shall be transferred to the proper United States district court for final disposition: *Provided*, That said transfer shall not be made in any case.

where the United States is not a party except on application 1 2 of one of the parties in court in which the cause is pending, at or before the second term of such court, after the admission 3 of said State, supported by oath, showing that the case is 4 5 one which may be so transferred, the proceedings to effect 6 such transfer, except as to time and parties, to be the same 7 as are now provided by law for the removal of causes from 8 State courts to district courts of the United States; and in 9 causes transferred from the appellate courts of Puerto Rico 10 the district court of the United States in such State shall 11 first determine such appellate matters as the successor of 12 and with all the power of said Puerto Rico appellate courts, 13 and shall thereafter proceed under its original jurisdiction 14 of such causes. All final judgments and decrees rendered 15 in such district courts of the United States in such transferred cases may be reviewed by the Supreme Court of the United 16 17 States or by the United States circuit court of appeals in the 18 same manner as is now provided by law with reference to 19 existing United States district courts.

SEC. 311. All cases pending in the supreme court of Puerto Rico not transferred to the United States district court in said State of Puerto Rico shall be proceeded with, held, and determined by the supreme or other final appellate court of such State as the successor of said Puerto Rico supreme court and appellate court subject to the same right 1 to review upon appeal or error to the Supreme Court of the United States or by the circuit court of appeals of the 2 United States now allowed from the supreme or appellate 3 courts of a State under existing laws. Jurisdiction of all 4 cases pending in the courts of original jurisdiction in Puerto 5 6 Rico not transferred to the United States district court shall 7 devolve upon and be exercised by the courts of original jurisdiction created by said State. 8

9 SEC. 312. The supreme court or other court of last 10 resort of said State shall be deemed to be successor of said 11 Puerto Rico appellate courts and as such shall take and 12possess any and all jurisdiction not herein otherwise specifi-13 cally provided for, and shall receive and retain the custody of all books, dockets, records, and files, not transferred to 14 other courts, as herein provided subject to the duty for 15 furnishing transcripts of all book entries in any specific case 16 17 transferred to complete the record thereof.

18 SEC. 313. The courts of original jurisdiction of such 19 State shall be deemed to be the successor of all courts of 20 original jurisdiction of Puerto Rico and, as such, shall take 21 and retain custody of all records, dockets, journals, and files 22 of such courts except in causes transferred therefrom, as 23 herein provided; the files and papers in such transferred 24 cases shall be transferred to the United States district court,

together with a transcript of all book entries to complete the
 record in such particular case so transferred.

3 SEC. 314. All cases pending in the insular district courts of Puerto Rico at the time it becomes a State and not 4 $\mathbf{5}$ transferred to the United States district court in the State of Puerto Rico shall be proceeded with, held, and determined 6 7 by the courts of said State, as the successors of said insular district courts of Puerto Ricol with the right to prosecute 8 9 appeals or writs of error to the supreme court or other 10 appellate courts of said State, and also with the same right 11 to prosecute appeals or writs of error from the final deter-12mination in said causes made by the supreme court of said 13 State of Puerto Rico to the Supreme Court of the United States, as now provided by law for appeals and writs of 14 15 error from the supreme court of a State to the Supreme 16 Court of the United States.

17 All civil causes of action and all criminal offenses which 18 shall have arisen or been committed prior to the admission 19 of Puerto Rico as a State, but as to which no suit, action, or 20prosecution shall be pending at the date of such admission, 21 shall be subject to prosecution in the courts of said State and 22in the said district court of the United States sitting therein, 23and to review in the appellate courts of such respective sover- $\mathbf{24}$ eignties in like manner and to the same extent as if said State 25had been created and such district and State courts had been

established prior to the accrual of such causes of action and 1 2 the commission of such offenses; and in effectuation of this 3 provision such of the said criminal offenses as shall have been committed against the laws of Puerto Rico shall be tried and 4 5 punished by the appropriate courts of the said State and such as shall have been committed against the laws of the United 6 7 States shall be tried and punished in the district courts of 8 the United States.

ł

9 All suits and actions brought by the United States in
10 which Puerto Rico is named as a party defendant, which
11 shall be pending in any court of Puerto Rico at the date of its
12 admission hereunder, shall be transferred as herein provided;
13 and the said State shall be substituted therein and become a
14 party defendant thereto in lieu of Puerto Rico.

15 SEC. 315. The Governor of the proposed State shall 16 certify the election of the Senators and Representatives in 17 the manner required by law; and the Senators and Repre-18 sentatives so elected shall be entitled to be admitted to seats 19 in Congress and to all rights and privileges of Senators and 20Representatives of other States in the Congress of the United 21States; and the officers of the State government formed in 22pursuance of said constitution, as provided by the constitu-23tional convention, shall proceed to exercise all the functions 24 of State officers; and all laws of Puerto Rico in force at the 25time of its admission into the Union shall be in force in said

State until changed by the legislature of said State, except
 as modified or changed by this Act or by the constitution
 of the State; and the laws of the United States shall have the
 same force and effect within the said State as elsewhere within
 the United States.

SEC. 316. That the sum of \$100,000, or so much thereof 6 as may be necessary, is hereby appropriated, out of any 7 money in the Treasury not otherwise appropriated, for defray-8 9 ing all and every kind and character of expense incident to 10 the elections and convention provided for in this Act; that 11 is, the payment of the expenses of holding the election for 12 members of the constitutional convention and the election 13 for the ratification of the constitution, at the same rates that 14 are paid for similar services under the Puerto Rican laws, 15 and for the payment of the mileage for and salaries of members of the constitutional convention at the same rates that 1617 are paid to members of the Puerto Rican Legislature under 18 national law, and for the payment of all proper and necessary 19 expenses, officers, clerks, and messengers thereof, and print-20ing and other expenses incident thereto: Provided, That all 21expense incurred in excess of said sum of \$100,000 shall be 22paid by said State. The said money shall be expended under 23the direction of the Secretary of the Interior, and shall be 24forwarded, to be locally expended in Puerto Rico, through 25the auditor of Puerto Rico as may be necessary and proper,

in the discretion of the Secretary of the Interior, in order to
 carry out the full intent and meaning of this Act.

3 TITLE IV—ESTABLISHING THE DOMINION OF 4 PUERTO RICO

•5 SEC. 401. The Legislature of Puerto Rico is hereby 6 authorized to provide for the election of delegates to a constitutional convention, which shall meet in the capital of 7 8 Puerto Rico at such time as the Legislature of Puerto Rico 9 may fix by law, within one year after the enactment of 10 this Act, to formulate and draft a constitution for the gov-11 crnment of the Dominion of Puerto Rico, subject to the 12conditions and qualifications in this Act, which shall exer-13 cise jurisdiction on the basis of sovereign home rule over 14 all the territory in the West Indies ceded to the United 15 States by Spain on the 10th day of December 1898. The laws relating to qualifications of voters and the safeguarding 16 17 of elections which governed the election of November 7, 18 1944, shall apply to this election with such modifications and additions as the President of the United States may by 19 20order prescribe in order to carry out the purpose of securing 21 a true expression of the choice of the people of Puerto Rico. 22CHARACTER OF CONSTITUTION-MANDATORY PROVISIONS 23SEC. 402. The constitution formulated and drafted shall 24 provide for a government republican in form, shall contain 25a bill of rights, including freedom of religious worship,

freedom of speech, freedom of the press, freedom of assembly, 1 the right to petition, freedom from unreasonable searches $\mathbf{2}$ 3 and seizures, and shall furthermore continue and guarantee all the rights, privileges, and immunities at present enjoyed 4 $\mathbf{5}$ by the people of Puerto Rico under the Constitution of the 6 United States and the Organic Act of Puerto Rico and 7 shall expressly guarantee all persons and corporations against 8 any expropriation of property and provide for reasonably 9 prompt, equitable, and effective compensation for any prop-10 erty taken for public use.

 11
 SUBMISSION OF THE CONSTITUTION TO THE PRESIDENT OF

 12
 THE UNITED STATES

13 SEC. 403. Upon the drafting and approval of the constitution by the constitutional convention in Puerto Rico, the 14 15constitution shall be submitted within two years after the 16enactment of this Act to the President of the United States, 17 who shall determine whether or not it conforms with the provisions of this Act. In case the constitutional convention 1819in Puerto Rico is not ready to submit a constitution to the 20President of the United States within two years after the 21enactment of this Act, the Legislature of Puerto Rico is hereby $\underline{22}$ authorized to provide for a longer term by law or by con-23current resolution. If the President finds that the proposed 24constitution conforms substantially with the provisions of this 25Act, he shall so certify to the Governor of Puerto Rico, who

REST AVAILARIE COPY

shall so advise the constitutional convention. If the Presi-1 $\mathbf{2}$ dent finds that the constitution does not conform with the 3 provisions of this Act, he shall so advise the Governor of Puerto Rico, stating wherein in his judgment the constitution 4 $\mathbf{5}$ does not so conform and submitting provisions which will 6 in his judgment make the constitution so conform. The 7 Governor shall in turn submit such message to the constitu-8 tional convention for further action by them pursuant to the 9 same procedure hereinbefore defined, until the President and 10 the constitutional convention are in agreement.

 11
 SUBMISSION OF THE CONSTITUTION TO THE PEOPLE OF

 12
 PUERTO RICO

13 SEC. 404. After the President of the United States has 14 certified that the constitution conforms with the provisions 15 of this Act, it shall be submitted to the people of Puerto 16 Rico for their ratification or rejection in a referendum to 17 be held within four months after the date of such certifica-18 tion, on a date to be fixed by law by the Legislature of 19 Puerto Rico, at which referendum the qualified voters of 20Puerto Rico shall have an opportunity to vote directly for 21 or against the proposed constitution and ordinances that 22may be appended thereto. Such referendum shall be held 23in such manner as may be prescribed by law by the Legis-24lature of Puerto Rico, to which the returns of the referen-25dum shall be made. The laws relating to qualifications of

voters and the safeguarding of elections which governed 1 the election of November 7, 1944, shall apply to this $\mathbf{2}$ referendum, with such modifications and additions as the 3 President may by order prescribe in order to carry out the 4 $\mathbf{5}$ purpose of securing a true expression of the choice of the 6 people of Puerto Rico. The Legislature of Puerto Rico 7 shall by law provide for the canvassing of the returns and 8 shall certify the result to the Governor of Puerto Rico, 9 together with a statement of the votes cast, and a copy of 10 said constitution and ordinances. If a majority of the votes 11 cast shall be for the constitution, such vote shall be deemed 12an expression of the will of the people of Puerto Rico in 13favor of said constitution, and the functions of the constitu-14 tional convention shall terminate and the said constitutional 15convention shall be considered permanently dissolved. The 16Governor shall, within thirty days after receipt of the cer-17 tification from the Puerto Rico Legislature, issue a procla-18 mation for the election of officers of the government of the 19 dominion of Puerto Rico provided for in the constitution. 20The election shall take place not earlier than six months 21nor later than nine months after the proclamation by the 22Governor ordering such election, and the qualifications for 23voting and the safeguards for such election shall be as 24provided in such constitution. When the election of the 25officers provided for under the constitution has been held and

the results determined, the Governor of Puerto Rico shall 1 $\mathbf{2}$ certify the results of the election to the President of the 3 United States, who shall, as provided in section 408, issue a proclamation announcing the results of the election, and 4 5 upon the issuance of such proclamation by the President 6 the existing government of Puerto Rico shall terminate and the new government shall enter upon its rights, privileges, 7 8 powers, and duties, as provided under the constitution. The 9 present government of Puerto Rico shall provide for the 10 orderly transfer of the functions of government.

11 SEC. 405. If a majority of the votes cast are against the 12constitution, then the constitutional convention shall frame a 13 new constitution, which shall be transmitted to the President 14 within six months after certification of the result of the referendum, and the procedure provided in section 403 and in 1516this section shall be followed until a constitution framed in accordance with the provisions of this Act receives the favor-17 18 able vote of a majority of the votes cast at a referendum as 19 herein provided. In the event of the rejection of such a 20newly framed constitution by the duly qualified voters of 21Puerto Rico, then the constitutional convention shall be con-22sidered permanently dissolved and a new election of delegates 23to a constitutional convention shall be held within one year $\mathbf{24}$ from the date of such rejection and at a date fixed by law 25by the Legislature of Puerto Rico, and a new constitution

shall be drafted and approved by the said new constitutional
 convention and submitted for the approval of the people of
 Puerto Rico under the applicable foregoing provisions of this
 title.

5 TRANSFER OF PROPERTY RIGHTS TO THE DOMINION OF 6 PUERTO RICO

 $\mathbf{7}$ SEC. 406. All the property and rights which may have 8 been acquired in the island of Puerto Rico by the United 9 States under the treaty mentioned in section 401 of this Act, 10 except such land or other property as has heretofore been 11 designated by the President of the United States, or which 12may hereafter be designated by the President of the United 13States, and except such land or other property or rights or 14 interests therein as may have been sold or otherwise disposed 15of in accordance with law, are hereby granted to the Gov-16 ernment of the Dominion of Puerto Rico: Provided, however, 17 That this shall not deprive the United States from establish-18 ing a naval base or bases on Puerto Rico in the interest of 19 its national defense prior to the date of the establishment of the Dominion of Puerto Rico. 20

21

RIGHTS OF CITIZENS

SEC. 407. Every citizen of the United States, born in
 Puerto Rico, and every citizen of the United States whose
 citizenship is based upon legislation directed exclusively to
 Puerto Rico, and every citizen of the United States who

is a resident of Puerto Rico according to the laws of Puerto 1 $\mathbf{2}$ Rico, shall also be a citizen of the Dominion of Puerto Rico, owing allegiance and being entitled to full protection of 3 4 the Governments of the United States and of Puerto Rico. 5 The rights and obligations of such citizens while in the 6 United States and in foreign countries shall be the same 7 as the rights and obligations of all other citizens of the 8 United States, and the rights and obligations of such citizens 9 while in Puerto Rico shall be determined by the Government 10 of the Dominion of Puerto Rico under terms of complete 11 equality.

12

RECOGNITION OF THE DOMINION OF PUERTO RICO

13 SEC. 408. Ninety days after the certification of the 14 election of the officers of the new government as provided 15 in section 404, the President of the United States shall by 16 proclamation withdraw and surrender all right of possession, 17 supervision, jurisdiction, and control then existing and ex-18 ercised by the United States in and over the territory and 19 people of Puerto Rico, excepting all military, naval, and 20 other reservations of the Government of the United States 21 in Puerto Rico, and, on behalf of the United States, shall $\mathbf{22}$ recognize the establishment of the Dominion of Puerto Rico 23 as a new government based on sovereign home rule and 24 acknowledge the authority and control over Puerto Rico 25of the government instituted by the people of Puerto Rico,

under their constitution; and on the same day the officers
 elected under the constitution of Puerto Rico shall take office.

3

NOTIFICATION TO FOREIGN GOVERNMENTS

4 SEC. 409. Upon the proclamation and recognition of 5 the Dominion of Puerto Rico, the President of the United 6 States shall notify the governments with which the United 7 States is in diplomatic correspondence thereof and invite 8 said governments to give appropriate recognition to the 9 Dominion of Puerto Rico.

10

FISCAL AND TRADE RELATIONS

١

11 SEC. 410. (a) No duty shall be levied by the United 12 States upon any article imported from the Dominion of 13 Puerto Rico and none levied by Puerto Rico upon any article imported from the United States except by the mutual con-14 sent of the two Governments and upon such terms and con-15ditions as they may agree upon. The Dominion of Puerto 16 17Rico shall undertake to accord to exporters of the United 18 States the same preferential market that exporters from 19 Puerto Rico will enjoy in the United States under this Act. 20(b) The United States shall not impose or collect any

internal revenues on products of Puerto Rico imported into
the United States provided that the Dominion of Puerto Rico
shall impose and collect on such products an export duty not
less than the internal revenue collected by the United States
on similar products.

1 (c) Importation of Puerto Rican sugar into the con-2 tinental ports of the United States shall continue on a basis 3 not more restrictive in principle than that which has pre-4 vailed during the last five years in which the quota was 5 imposed under United States law.

6 (d) All statutes of the United States conferring benefits
7 and aids upon States and Territories which are applicable
8 to Puerto Rico shall continue to apply to Puerto Rico so
9 long as they are in force.

10 SEC. 411. The Government of the Dominion of Puerto 11 Rico may enter into commercial treaties and other agree-12 ments of a nonmilitary character with other nations: *Pro-*13 *vided*, That the said treaties and agreements are not in 14 conflict with the mutual trade relations between the United 15 States and Puerto Rico.

16 SEC. 412. The Government of the Dominion of Puerto 17 Rico may send and accept accredited envoys and missions 18 to and from foreign countries in order to carry out the pro-19 visions of section 411, subject to its limitations.

20 SEC. 413. The Dominion of Puerto Rico may make in 21. its constitution or statutes adequate provisions for the charter-22 ing of vessels under the flag and registry of the Dominion 23 of Puerto Rico.

 $\mathbf{24}$

25

POLITICAL RELATIONS

SEC. 414. Any alteration of the relations between the

said Dominion and the United States as established by this 1 Act and agreed to by the people of Puerto Rico shall be 2 made by bilateral agreements between the high contract-3 4 ing parties. Such bilateral agreements shall become effec-5 tive only when approved by a majority vote of both Houses 6 of the Congress of the United States and by the legislative 7 body of the Dominion of Puerto Rico, and signed by the 8 President of the United States and by the Chief Executive 9 of Puerto Rico.

10 SEC. 415. All laws of the United States now in force 11 or hereafter enacted declaring a state of belligerency with a 12 foreign nation, requiring service in the armed forces of 13 the United States or otherwise pertaining to the national 14 safety, insular, or hemisphere defense shall be applicable to 15 Puerto Rico to the same extent as to the United States.

SEC. 416. All treaties between the United States and
foreign countries which are applicable to Puerto Rico shall
remain in force in regard to Puerto Rico: *Provided, howevcr,*That Puerto Rico shall, so far as their applicability to Puerto
Rico is concerned, have the same options thereunder for termination or modification as are now enjoyed by the United
States.

23 SEC. 417. The President of the United States, by and
24 with the advice and consent of the Senate of the United
25 States, shall appoint a representative of the Government

of the United States before the government of the Dominion 1 of Puerto Rico, who, upon being accredited, will be received, $\mathbf{2}$ accepted, and recognized by the government of the Pominion 3 of Puerto Rico as the official representative of the Govern-4 ment of the United States; and the Dominion of Puerto Rico, 5 in such manner as may be provided by its constitution and 6 laws, shall appoint a representative of the government of 7 the Dominion of Puerto Rico before the Government of the 8 United States, who, upon being accredited, will be received, 9 10 accepted, and recognized by the Government of the United 11 States as the official representative of the government of 12 the Dominion of Puerto Rico.

13

PROVISION FOR CERTAIN EXPENSES

14 SEC. 418. All necessary expenses of the referenda, con-15 stitutional conventions, and elections provided for in this 16 title shall be appropriated by acts of the Legislature of 17 Puerto Rico.

THT CONGRESS H. R. 3237

1

A BILL

To provide for the submission to the people of Puerto Rico of alternative forms of political status to the end that, by mutual agreement between the people of Puerto Ricc and the Government of the United States, a permanent political status may be established in Puerto Rico mutually satisfactory to both.

By Mr. PIÑERO

MAY 16, 1945 Referred to the Committee on Insular Affairs

i