

up, because of an equal number on the second ballot still being in favour of two or more persons, then the election shall be determined by lot, between those who have equal numbers; which proceedings of the electors shall be certified under their hands, and returned to the chancellor for the time being.—*ibid.* 16.

4. The electors of senators shall judge of the qualifications and elections of members of their body, and on a contested election, shall admit to a seat, as an elector, such qualified person, as shall appear to them to have the greatest number of legal votes in his favour.—*ibid.* 17.

5. For the oath to be taken by electors of senators, See *Oath &c.* art. 2.

6. In case of refusal, death, resignation, disqualification, or removal out of this state, of any senator, or on his becoming governor, or a member of the council, the senate shall immediately thereupon, or at their next meeting thereafter, elect by ballot, in the same manner as the electors are above directed (see *Delegates Art. 3.*) to choose senators, another person in his place, for the residue of the said term of 5 years.—*ibid.* 19.

7. Not less than a majority of the senate, with their president, (to be chosen by them by ballot) shall constitute a house for the transacting any business, other than that of adjourning.—*ibid.* 20.

8. The senate shall judge of the elections and qualifications of senators.—*ibid.* 21.

9. The senate may be at full and perfect liberty to exercise their judgment in passing laws, and they shall be compelled by the house of delegates, either to reject a money bill which the emergency of affairs may require, or to assent to some other act of legislation, in their conscience and judgment injurious to the public welfare.—*ibid.*

10. The senate may originate any other except money bills, to which their assent or dissent only shall be given, and may receive any other bills from the house of delegates, and assent, dissent, or propose amendments.—*ibid.* 22.

11. Four dollars and 50 cents, shall be allowed to the president of the senate, and 3 dollars and 50 cents to each member of the general assembly, and each elector of senate, for every days attendance as such, besides the accustomed itinerant charges and ferriages.—1796, c. 41. See *Counties*, 14, 15. *Delegates*, 6, 8. *Legislature*, 13, 14, 15, 16. *Oath of office*, 4, 5. *Office*, 3.