

LAWS OF DELAWARE  
VOLUME 85  
CHAPTER 60  
153rd GENERAL ASSEMBLY  
FORMERLY  
HOUSE SUBSTITUTE NO. 1  
FOR  
HOUSE BILL NO. 35

AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE DELAWARE CONSTITUTION RELATING TO PROHIBITION OF THE DEATH PENALTY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (Two-thirds of all members elected to each house thereof concurring therein):

Section 1. Amend Article I of the Delaware Constitution by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 11. Excessive bail or fines; cruel punishments; prohibition of death penalty; health of prisoners.

Excessive bail shall not be required, nor excessive fines imposed, nor cruel punishments ~~inflicted~~; inflicted, nor the death penalty imposed; and in the construction of jails a proper regard shall be had to the health of prisoners.

First leg of amendment to the Constitution approved June 30, 2025