
IN THE SENATE OF THE UNITED STATES.

DECEMBER 1, 1873.

Mr. SUMNER asked and, by unanimous consent, obtained leave to bring in the following bill ; which was read twice and ordered to be printed.

A BILL

Supplementary to an act entitled "An act to protect all citizens of the United States in their civil rights, and to furnish the means for their vindication," passed April ninth, eighteen hundred and sixty-six.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That no citizen of the United States shall, by reason of race,
4 color, or previous condition of servitude, be excepted or ex-
5 cluded from the full and equal enjoyment of any accommoda-
6 tion, advantage, facility, or privilege furnished by inn-keepers ;
7 by common carriers, whether on land or water ; by licensed
8 owners, managers, or lessees of theaters or other places of
9 public amusement ; by trustees, commissioners, superintend-
10 ents, teachers, and other officers of common schools and
11 public institutions of learning, the same being supported by
12 moneys derived from general taxation or authorized by law ;
13 also of cemetery associations and benevolent associations sup-

14 ported or authorized in the same way: *Provided*, That
15 private schools, cemeteries, and institutions of learning estab-
16 lished exclusively for white or colored persons, and maintained
17 respectively by voluntary contributions, shall remain according
18 to the terms of the original establishment.

1 SEC. 2. That any person violating any of the provisions
2 of the foregoing section, or aiding in their violation, or
3 inciting thereto, shall, for every such offense, forfeit and pay
4 the sum of five hundred dollars to the person aggrieved
5 thereby, to be recovered in an action on the case, with full
6 costs, and shall also, for every such offense, be deemed guilty
7 of a misdemeanor, and, upon conviction thereof, shall be fined
8 not less than five hundred nor more than one thousand dol-
9 lars, or shall be imprisoned not less than thirty days nor more
10 than one year: *Provided*, That the party aggrieved shall not
11 recover more than one penalty; and when the offense is a
12 refusal of burial, the penalty may be recovered by the heirs
13 at law of the person whose body has been refused burial.

1 SEC. 3. That the same jurisdiction and powers are hereby
2 conferred and the same duties enjoined upon the courts and
3 officers of the United States in the execution of this act as are
4 conferred and enjoined upon such courts and officers in sections
5 three, four, five, seven, and ten of an act entitled "An act to
6 protect all persons in the United States in their civil rights,
7 and to furnish the means of their vindication," passed April

8 ninth, eighteen hundred and sixty-six, and these sections are
9 hereby made a part of this act; and any of the aforesaid
10 officers failing to institute and prosecute such proceedings
11 herein required shall, for every such offense, forfeit and pay
12 the sum of five hundred dollars to the person aggrieved
13 thereby, to be recovered by an action on the case, with full
14 costs, and shall, on conviction thereof, be deemed guilty of a
15 misdemeanor, and be fined not less than one thousand dollars
16 nor more than five thousand dollars.

1 SEC. 4. That no citizen possessing all other qualifications
2 which are or may be prescribed by law shall be disqualified
3 for service as juror in any court, national or State, by reason
4 of race, color, or previous condition of servitude; and any
5 officer or other persons charged with any duty in the selection
6 or summoning of jurors who shall exclude or fail to summon
7 any citizen for the reason above named shall, on conviction
8 thereof, be deemed guilty of a misdemeanor and be fined not
9 less than one thousand dollars nor more than five thousand
10 dollars.

1 SEC. 5. That every discrimination against any citizen
2 on account of color by the use of the word "white," or any
3 other term in any law, statute, ordinance, or regulation,
4 national or State, is hereby repealed and annulled.