



CENTER FOR THE STUDY OF THE AMERICAN CONSTITUTION

csac.history.wisc.edu > Document Collections > The Creation and Ratification of the Bill of Rights > Origins of the American Bill Of Rights > Early State Constitutions

Antecedents of the U.S. Bill of Rights Found in the Revolutionary Era Declarations of Rights and State Constitutions

No Established Religion

Delaware Constitution, Article 29
New Jersey Constitution, Article XIX
North Carolina Constitution, Article 34

Free Exercise of Religion

Virginia Declaration of Rights, Section 16
New Jersey Constitution, Article XVIII
Pennsylvania Declaration of Rights, Article II
Delaware Declaration of Rights, Section 2
Maryland Declaration of Rights, Article XXXIII
North Carolina Declaration of Rights, Article XIX
Georgia Constitution, Article LVI
New York Constitution, Article XXXVIII
Vermont Declaration of Rights, Article III
South Carolina Constitution, Article XXXVIII; Article VIII: I
Massachusetts Declaration of Rights, Article II
New Hampshire Bill of Rights, Article XIV

Freedom of Speech

Pennsylvania Declaration of Rights, Article XII
Vermont Declaration of Rights, Article XIV
New York Bill of Rights (1787), Section 11

Freedom of the Press

Virginia Declaration of Rights, Section 12
Pennsylvania Declaration of Rights, Article XII; Constitution, Section 35
Delaware Declaration of Rights, Section 23
Maryland Declaration of Rights, Article XXXVIII
North Carolina Declaration of Rights, Article XV

Georgia Constitution, Article LXI
Vermont Declaration of Rights, Article XIV
South Carolina Constitution, Article XLIII
Massachusetts Declaration of Rights, Article XVI
New Hampshire Bill of Rights, Article XXII

Right of Assembly

Pennsylvania Declaration of Rights, Article, XVI
North Carolina Declaration of Rights, Article XVIII
Massachusetts Declaration of Rights, Article XIX
New Hampshire Bill of Rights, Article XXXII

Right to Petition

Pennsylvania Declaration of Rights, Article XVI
Delaware Declaration of Rights, Section 9
Maryland Declaration of Rights, Article XI
Massachusetts Declaration of Rights, Article XIX
New Hampshire Bill of Rights, Article XXXII
New York Bill of Rights (1787), Section 10

Right to Bear Arms

Pennsylvania Declaration of Rights, Article XIII
North Carolina Declaration of Rights, Article XVII
Vermont Declaration of Rights, Article 18
Massachusetts Declaration of Rights, Article XVII

No Quartering of Soldiers

Delaware Declaration of Rights, Section 21
Maryland Declaration of Rights, Article XXVIII
Massachusetts Declaration of Rights, Article XXVIII
New Hampshire Bill of Rights, Article XXVII
New York Bill of Rights (1787), Section 13

No Unreasonable Searches and Seizures

Virginia Declaration of Rights, Section 10
Pennsylvania Declaration of Rights, Article IX
Delaware Declaration of Rights, Section 17
Maryland Declaration of Rights, Article XXIII
North Carolina Declaration of Rights, Article X
Vermont Declaration of Rights, Article 12
Massachusetts Declaration of Rights, Article XIV
New Hampshire Bill of Rights, Article XIX

Grand Jury Indictment

North Carolina Declaration of Rights, Article VIII
New York Bill of Rights (1787), Section 3

No Double Jeopardy

New Hampshire Bill of Rights, Article XVI

No Self-Incrimination

Virginia Declaration of Rights, Section 8
Pennsylvania Declaration of Rights, Article IX
North Carolina Declaration of Rights, Article VII
Vermont Declaration of Rights, Article 11
Massachusetts Declaration of Rights, Article XII
New Hampshire Bill of Rights, Article XV

Due Process of Law

Virginia Declaration of Rights, Section 8
Pennsylvania Declaration of Rights, Article IX
North Carolina Declaration of Rights, Article XI
Connecticut Declaration of Rights, Section 2
New York Constitution, Article XIII
Vermont Declaration of Rights, Article 11
South Carolina Constitution, Article XLI; 9:2
Massachusetts Declaration of Rights, Article XII
New Hampshire Bill of Rights, Article XV
New York Bill of Rights (1787), Sections 2–5

Just Compensation for Taking Property

Vermont Declaration of Rights, Article 2
Massachusetts Declaration of Rights, Article X
Northwest Ordinance, Article 2

Speedy Trial

Virginia Declaration of Rights, Section 8
Pennsylvania Declaration of Rights, Article IX
Delaware Declaration of Rights, Section 14
Maryland Declaration of Rights, Article XIX
Vermont Declaration of Rights, Article 11

Public Trial

Pennsylvania Declaration of Rights, Article IX
Vermont Declaration of Rights, Article 11

Jury Trial in Criminal Cases

Virginia Declaration of Rights, Section 8
New Jersey Constitution, Article XXII
Pennsylvania Declaration of Rights, Article IX
Delaware Declaration of Rights, Section 14
Maryland Declaration of Rights, Article XIX
North Carolina Declaration of Rights, Article IX
Georgia Constitution, Article LXI
New York Constitution, Article XLI
Vermont Declaration of Rights, Article X
Massachusetts Declaration of Rights, Article XII
New Hampshire Bill of Rights, Article XVI
South Carolina Constitution, Article 9:6
Northwest Ordinance, Article 2

Right to Be Informed of Accusation

Virginia Declaration of Rights, Section 8
Pennsylvania Declaration of Rights, Article IX
Delaware Declaration of Rights, Section 14
Maryland Declaration of Rights, Article XIX
North Carolina Declaration of Rights, Article VII
Vermont Declaration of Rights, Article 11
Massachusetts Declaration of Rights, Article XII
New Hampshire Bill of Rights, Article XV
New York Bill of Rights (1787), Section 4

Right to Confront Witnesses

Virginia Declaration of Rights, Section 8
Pennsylvania Declaration of Rights, Article IX
Delaware Declaration of Rights, Section 14
Maryland Declaration of Rights, Article XIX
North Carolina Declaration of Rights, Article VII
Vermont Declaration of Rights, Article 11
Massachusetts Declaration of Rights, Article XII
New Hampshire Bill of Rights, Article XV

Right to Summon Witnesses in One's Defense

New Jersey Constitution, Article XVI
Pennsylvania Declaration of Rights, Article IX
Delaware Declaration of Rights, Section 14
Maryland Declaration of Rights, Article XIX

Massachusetts Declaration of Rights, Article XII
New Hampshire Bill of Rights, Article XV

Right to Counsel

New Jersey Constitution, Article XVI
Pennsylvania Declaration of Rights, Article IX
Delaware Declaration of Rights, Section 14
Maryland Declaration of Rights, Article XIX
New York Constitution, Article XXXIV
Vermont Declaration of Rights, Article X
Massachusetts Declaration of Rights, Article XII
New Hampshire Bill of Rights, Article XV

Trial by Jury in Civil Cases

Virginia Declaration of Rights, Section 11
Pennsylvania Declaration of Rights, Article XI; Constitution, Section 25
North Carolina Declaration of Rights, Article XIV
Vermont Declaration of Rights, Article XIII
Massachusetts Declaration of Rights, Article XV
New Hampshire Bill of Rights, Article XX

No Excessive Bail

Virginia Declaration of Rights, Section 9
Pennsylvania Constitution, Section 29
Delaware Declaration of Rights, Section 16
Maryland Declaration of Rights, Article XXII
North Carolina Declaration of Rights, Article X
Connecticut Declaration of Rights, Section 4
Georgia Constitution, Article LIX
Massachusetts Declaration of Rights, Article XXVI
New Hampshire Bill of Rights, Article XXXIII
New York Bill of Rights (1787), Section 8
South Carolina Constitution (1790) Article 9:4
Northwest Ordinance, Article 2

No Excessive Fines

Virginia Declaration of Rights, Section 9
Pennsylvania Constitution, Section 29; Constitution, Sections 38, 39
Delaware Declaration of Rights, Section 16
Maryland Declaration of Rights, Article XXII
North Carolina Declaration of Rights, Article X
Georgia Constitution, Article LIX
Massachusetts Declaration of Rights, Article XXVI

New Hampshire Bill of Rights, Article XXXIII
New York Bill of Rights (1787), Section 8
Vermont Constitution, Section 29
Northwest Ordinance, Article 2

No Cruel and Unusual Punishments

Virginia Declaration of Rights, Section 9
Delaware Declaration of Rights, Section 16
Maryland Declaration of Rights, Article XXII
North Carolina Declaration of Rights, Article X
South Carolina Constitution, Article IX, 4
Massachusetts Declaration of Rights, Article XXVI
New Hampshire Bill of Rights, Article XXXIII
New York Bill of Rights (1787), Section 8
Northwest Ordinance, Article 2

Reserved Powers

Massachusetts Declaration of Rights, Article IV
New Hampshire Bill of Rights, Article VII

CITE AS: John P. Kaminski et al., eds., *The Documentary History of the Ratification of the Constitution*,
Vol. XXXVII: Bill of Rights [1] (Madison, Wis.: Wisconsin Historical Society Press, 2019), 58–63.