

**Appendix
State Constitution
Excessive Fines Clauses**

State	First Excessive Fines Clause	Subsequent Clauses
AL	ALA. CONST. of 1819, art. I, § 16	Analogous provision present in the current Alabama constitution and the constitutions of 1901, 1875, 1868, 1865, 1861.
AR	ARK. CONST. of 1836, art. II, § 17	Analogous provision present in the current Arkansas constitution and the constitutions of 1874, 1868, 1864, 1861.
CA	CAL. CONST. of 1849, art. I, § 6	Analogous provision present in the current California constitution and the constitution of 1879.
CT	CONN. CONST. of 1818, art. I, § 13	Analogous provision present in the current Connecticut constitution and the constitution of 1965.

State	First Excessive Fines Clause	Subsequent Clauses
DE	DEL. CONST. of 1792, art I, § 11	Analogous provision present in the current Delaware constitution and the constitutions of 1897, 1831.
FL	FLA. CONST. of 1838, art. I, § 12	Analogous provision present in the current Florida constitution and the constitutions of 1968, 1885, 1868, 1865, 1861.
GA	GA. CONST. of 1777, art. LIX	Analogous provision present in the current Georgia constitution and the constitutions of 1983, 1976, 1945, 1877, 1868, 1865, 1861.
IL	ILL. CONST. of 1818, art. VIII, § 14	Proportionality of penalties clause. Analogous provision present in the current Illinois constitution and the constitutions of 1970, 1870, 1848.

State	First Excessive Fines Clause	Subsequent Clauses
IN	IND. CONST. of 1816, art. I, § 15	Analogous provision present in the current Indiana constitution and the constitution of 1851.
IA	IOWA CONST. of 1857, art. I, § 17	Analogous provision present in the current Iowa constitution.
KS	KAN. CONST. of 1859, Bill of Rights, § 9	Analogous provision present in the current Kansas constitution.
KY	KY. CONST. of 1792, art. XII, § 15	Analogous provision present in the current Kentucky constitution and the constitutions of 1850, 1799.
LA	LA. CONST. of 1864, tit. VII, art. CVII	Analogous provision present in the constitutions of 1921, 1913, 1898, 1879, and 1868; 1974 constitution contains a more generic excessive punishment clause.

State	First Excessive Fines Clause	Subsequent Clauses
ME	ME. CONST. of 1820, art. I, § 9	Proportionality of penalties clause. Analogous provision present in the current Maine constitution.
MD	MD. CONST. of 1776, art. XXII	Analogous provision present in the current Maryland constitution and the constitution of 1867 while the 1846 and 1776 constitutions prohibited cruel and unusual penalties.
MA	MASS. CONST. of 1780, pt. I, art. XXVI	Analogous provision present in the current Massachusetts constitution.
MI	MICH. CONST. of 1835, art. I, § 18	Analogous provision present in the current Michigan constitution and the constitutions of 1963, 1908, 1850.

State	First Excessive Fines Clause	Subsequent Clauses
MN	MINN. CONST. of 1857, art. I, § 5	Analogous provision present in the current Minnesota constitution.
MS	MISS. CONST. of 1817, art. I, § 16	Analogous provision present in the current Mississippi constitution and the constitutions of 1890, 1868, 1832.
MO	MO. CONST. of 1820, art. XIII, § 12	Analogous provision present in the current Missouri constitution and the constitutions of 1945, 1875, 1865.
NE	NEB. CONST. of 1867, art. I, § 6	Analogous provision present in the current Nebraska constitution and the constitution of 1875; the current Nebraska constitution also contains a separate proportionality clause, NEB. CONST. art. I, § 15.

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State	First Excessive Fines Clause	Subsequent Clauses
NV	NEV. CONST. of 1864, art. I, § 6	Analogous provision present in the current Nevada constitution.
NH	N.H. CONST. of 1784, pt. I, art. XXXIII	Analogous provision present in the current New Hampshire constitution.
NJ	N.J. CONST. of 1844, art. I, § 15	Analogous provision present in the current New Jersey constitution and the constitution of 1947.
NY	N.Y. CONST. of 1846, art. I, § 5	Analogous provision present in the current New York constitution and the constitution of 1894.
NC	N.C. CONST. of 1776, Declaration of Rights, § 10	Analogous provision present in the current North Carolina constitution and the constitutions of 1971, 1868.

State	First Excessive Fines Clause	Subsequent Clauses
OH	OHIO CONST. of 1802, art. VIII, § 13	Analogous provision present in the current Ohio constitution and the constitutions of 1912, 1851.
OR	OR. CONST. of 1857, art. I, § 16	Analogous provision present in the current Oregon constitution.
PA	PA. CONST. of 1776, ch. II, § 29	The 1776 Pennsylvania constitution contained a moderate fines clause while the constitutions of 1968, 1874, 1838, 1790 and the current Pennsylvania constitution contain an excessive fines clause.
RI	R.I. CONST. of 1842, art. I, § 8	Analogous provision present in the current Rhode Island constitution and the constitution of 1986.

State	First Excessive Fines Clause	Subsequent Clauses
SC	S.C. CONST. of 1778, art. XL	The 1778 South Carolina constitution contained a proportionality of punishments clause while the constitutions of 1865, 1861, 1790 and the current South Carolina constitution contain an excessive fines clause.
TN	TENN. CONST. of 1796, art. XI, § 16	Analogous provision present in the current Tennessee constitution and the constitutions of 1870, 1835.
TX	TEX. CONST. of 1836, Declaration of Rights, § 11	Analogous provision present in the current Texas constitution and the constitutions of 1875, 1869, 1866, 1861, 1845.

State	First Excessive Fines Clause	Subsequent Clauses
VT	VT. CONST. of 1777, ch. II, § 26	The 1777 Vermont constitution contained a moderate fines clause while the 1786 and current Vermont constitutions contain a proportionality of fines clause.
VA	VA. CONST. of 1776, Declaration of Rights, § 9	Analogous provision present in the current Virginia constitution and the constitutions of 1971, 1902, 1870, 1864, 1851, 1830.
WV	W. VA. CONST. of 1862, art. II, § 2	Analogous provision present in the current West Virginia constitution and the constitution of 1872.
WI	WIS. CONST. of 1848, art. I, § 6	Analogous provision present in the current Wisconsin constitution.