

Constitutional Convention

Journal/47

Approved

Jan 25, 1956

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE FIFTY-EIGHTH CONVENTION DAY, Thursday, January 19, 1956

The Convention was called to order at 9 a.m. by President Egan.

The Invocation was given by the Rev. A. L. Moore of the Seventh Day Adventist Church.

Roll call showed all members present. The President declared a quorum to be present.

Mrs. Hermann asked that Mr. Peratrovich and Mr. Nolan, who were absent when reports were made after the recess, report on the hearings held in their communities during the recess in order to make the record complete.

Mr. Peratrovich reported that well-attended hearings were held in Klawock and Craig and stated the people were tremendously interested in the Convention.

Mr. Nolan reported he spoke at one public hearing sponsored by the Chamber of Commerce in Wrangell, and answered questions regarding the Constitution nearly every day he was home during the recess.

Committee Proposal No. 8a was considered again.

Mr. Hinckel moved the adoption of the following amendment:

Section 12, page 5, lines 15, 16 and 17, place a period after the word "law" and strike the balance of the section.

Mr. Cooper seconded. After discussion by Mr. Hinckel, Mr. Hellenthal, Mr. White and Mr. Riley, Mr. Smith requested a five-minute recess. There being no objection, it was so ordered.

AFTER RECESS

A communication from the Arctic Circle Chamber of Commerce, Kotzebue, regarding the legislative article, was read and ordered filed.

58th Day, Thursday, Jan. 19, 1956

Telegrams from the Anchorage Sportsmen's Association; Ed M. Howell, Anchorage; Vice-President, Alaska Sportsmen's Council, Anchorage; and Alton B. Cross, President, Alaska Range Association, urging the adoption of the recommendation of the Alaska Sportsmen's Council in the Constitution, were read and ordered filed.

Mr. Hinckel asked unanimous consent to withdraw his amendment, since the Committee on Resources would be submitting one in its place. There being no objection, it was so ordered.

Mr. Riley asked unanimous consent for the adoption of the following committee amendment:

Section 9, page 3, line 16, after third word "of" add the words "and the issuance of exploration permits on"; Section 12, page 5, line 11, after the word "areas" insert a comma and add "subject to reasonable concurrent exploration as to different classes of minerals,".

There being no objection to the amendment, it was ordered adopted.

The President recognized in the gallery the sixth grade class from Denali School, Fairbanks, and expressed pleasure at having them present at the plenary session.

Mr. Rosswog requested a short recess. There being no objection, it was so ordered.

#### AFTER RECESS

Committee Proposal No. 6a was read the second time.

Chairman Rosswog gave a short explanation of the article. Mr. V. Rivers and Mr. V. Fischer supplemented Mr. Rosswog's explanation.

Mr. Barr moved that the Convention recess for fifteen minutes so that the Committee on Local Government could meet with delegates. There being no objection, it was so ordered. Mr. Sundborg announced that the Committee on Style and Drafting would meet during the recess.

#### AFTER RECESS

Questions by the delegates addressed to members of the Committee on Local Government regarding the proposal followed.

At noon Mr. Barr moved and asked unanimous consent that the Convention recess until 1:30 p.m. The following committee meetings were announced prior to recess: Style and Drafting at 12:45 p.m.; Local Government at 1 p.m.

There being no objection to the unanimous consent request, the Convention recessed until 1:30 p.m.

#### AFTER RECESS

The Convention was called to order and the following communications were read:

Letter from the Stikine Sportsmen's Association of Wrangell signed by Maurice S. Bunes, Secretary-Treasurer, stating their recommendations concerning commercial fisheries and wildlife in the Constitution.

A communication from Senator Estes Kefauver congratulating the delegates on their work in drawing a Constitution for the future State of Alaska and pledging his support.

A letter from Harry S. Truman wishing success to the delegates in framing a Constitution.

A letter from the Nenana Hi-Lites, Nenana Public School paper, signed by Judith Leise, Secretary; Gloria Fredericks, Editor-in-Chief; and William C. Williams, Production Editor, expressing their gratitude for being permitted to attend the Convention and also requesting a thumb-nail biography of each delegate for their special Constitutional Edition to be published February 22nd.

An invitation from the Business and Professional Women of Fairbanks to attend the March of Dimes Benefit Ball to be held at the Elks Club on January 28, 1956.

The President stated he would refer the letter from Nenana to the Committee on Administration, but that he would also make a reply. The other communications were ordered filed.

Mr. Doogan asked unanimous consent to revert to the report of the special committee for reading the Journals. There being no objection, Mr. Doogan asked unanimous consent for approval of the Journal for the 51st day, subject to the following corrections:

Page 2, paragraph 7, insert "R" after "Mr."

Page 9, first sentence, after "Mr. Knight", change the word "objected" to "seconded."

There being no objection to the unanimous consent request, it was so ordered.

Mr. Knight asked unanimous consent for the approval of the Journal for the 52nd day. There being no objection, it was so ordered.

Discussion of Committee Proposal No. 6a continued.

The President declared a recess until 3:30 p.m. for the purpose of permitting delegates who had amendments to offer to check them with the Committee on Local Government.

Mr. Sundborg announced a meeting of the Committee on Style and Drafting during the recess.

Mr. Johnson rose to a point of inquiry regarding the rule which requires amendments to be cleared with the Committee before presentation. Mr. R. Rivers stated that it was not the intention of the Rules Committee to prevent delegates from submitting any amendment of which the substantive committee did not approve.

Mr. McNealy announced a meeting of the Committee on Ordinances on recess.

Mrs. Sweeney reported that the Committee on Engrossment and Enrollment was holding Committee Proposal No. 14, awaiting the schedule showing the boundaries of the election districts, and asked whether this was the wish of the Convention. Mr. Hellenthal reported the schedule should be ready within a day or two. The President stated he believed the Committee on Engrossment and Enrollment should keep the proposal in its possession until the schedule was received.

There being no objection, the Convention recessed until 3:30 p.m.

#### AFTER RECESS

The Convention was called to order at 3:50 p.m.

Mr. Rosswog asked unanimous consent for the adoption of the following amendment offered by the Committee and Mr. Hellenthal:

Section 1, page 1, line 7, after "tax-levying" add "jurisdictions and otherwise minimize the number of".

Mr. Johnson objected. After discussion by Mr. R. Rivers, Mr. White and Mr. Londborg, the question was called. On voice vote the amendment was adopted.

Mr. Rosswog asked unanimous consent for the adoption of the following amendment:

Section 2, page 1, line 13, strike "only"; line 14, insert "only" after "cities".

There being no objection to the amendment it was ordered adopted.

Mr. Hilcher offered the following amendment:

Section 2, line 12, change "borough" to "province" and throughout the article.

Mr. Hellenthal moved and asked unanimous consent that in order to expedite matters that all amendments relating to changing the word "borough" be held until all other amendments to the article have been considered. Mr. Sundborg seconded. There being no objection, the motion was adopted by unanimous consent.

Mr. Rosswog asked unanimous consent that Section 5 be held over until the Committee could reword it.

Mr. Rosswog asked unanimous consent for the adoption of the following committee amendment:

Section 6, page 3, line 1, after the word "law" insert "or charter".

There being no objection to the amendment, it was ordered adopted.

Mr. Robertson asked whether in Section 8, line 11, it would not be better to use the word "provisions" instead of "standards". Mr. Rosswog stated the Committee would have no objection, but thought it could be taken care of in Style and Drafting.

Mr. Rosswog asked unanimous consent for the adoption of the following committee amendment:

Section 12, page 4, line 22, after "proposed" insert "local government".

There being no objection to the amendment, it was ordered adopted.

Mr. Rosswog asked unanimous consent for the adoption of the following amendment to Section 13, page 5, line 11:

Strike "for a" and substitute ", including".

There being no objection to the amendment, it was ordered adopted.

Mr. Kilcher and Mr. Hinckel asked questions regarding Section 12, answered by Mr. V. Fischer. Mr. Johnson asked a question regarding Section 13, which Mr. V. Fischer answered.

Mr. Hellenthal moved the adoption of the following amendment:

Section 14, line 18, page 5, delete "shall" and insert "may".

Mr. McLaughlin rose to a point of information to ask whether Mr. Hellenthal had checked with the Committee. Mr. Rosswog stated the Committee was consulted on the matter but decided to leave the section as it was. Mr. Knight seconded Mr. Hellenthal's motion. After discussion by Mr. Hellenthal, Mr. Rosswog, Mr. Hurley, and Mr. Gray, the question was called. On voice vote, the amendment failed.

Mr. Robertson asked unanimous consent for the adoption of the following amendment:

Section 14, line 21, page 5, insert "their" before "charter".

Mr. R. Rivers objected. Mr. Robertson so moved. Mr. Hellenthal seconded. After discussion by Mr. Robertson, Mr. R. Rivers and Mr. V. Fischer, Mr. R. Rivers withdrew his objection. Mr. Robertson renewed his unanimous consent request. There being no objection, the amendment was ordered adopted.

Mr. Riley asked unanimous consent for the adoption of the following amendment:

Section 14, line 20, delete "which shall" and insert the word "to"; line 22. insert "to" before the word "collect".

There being no objection to the amendment, it was ordered adopted.

Further questions were put to the Committee.

There being no further amendments at this time, Chairman Rosswog requested a fifteen-minute recess for the purpose of a Committee meeting. Mr. Coghill announced a meeting of the Committee on Administration during the recess. Mr. Riley announced a meeting of the Committee on Rules during the recess.

There being no objection, the Convention recessed for fifteen minutes.

#### AFTER RECESS

Mr. Coghill moved and asked unanimous consent that the Convention adjourn until 9 a.m., Friday.

Mr. Rosswog stated the Committee on Local Government had a long amendment which needed to be mimeographed and that it approved of adjournment at this time.

Mr. Riley asked unanimous consent for the adoption of the following temporary rule:

"Before any amendment as to the name of the local government unit designated as "borough" in Committee Proposal No. 6a shall

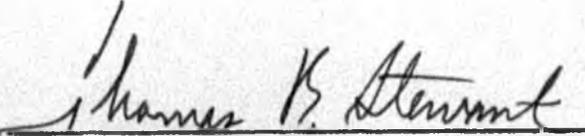
be in order, all names which are to be considered will be submitted to the Chief Clerk and read, that the proponent of each name be allowed not more than three minutes to speak in favor of his suggestion, that the Local Government Committee be given five minutes to defend use of the term "borough", that the roll of Delegates be called with each member to answer with his choice of all the names proposed including "borough", that successive run-off roll calls be taken, dropping one name each time, until the Convention's first choice is determined."

There being no objection, the temporary rule was ordered adopted.

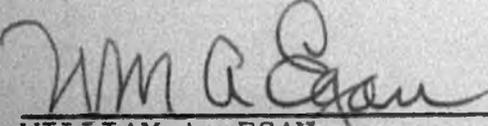
Mr. Sundborg announced that the Committee on Style and Drafting would meet this evening in Fairbanks.

Mr. Rosswog announced a meeting of the Committee on Local Government on arrival at Convention Hall, Friday morning.

There being no objection to Mr. Coghill's unanimous consent request for adjournment, the Convention adjourned at 5:30 p.m. until 9 a.m. Friday.

  
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THOMAS B. STEWART  
Secretary

Attested:

  
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WILLIAM A. EGAN  
President