

Constitutional Convention

Journal/4

Approved

1/5/56

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE FIFTH CONVENTION DAY, Saturday, November 12, 1955

President Egan called the Convention to order at 9:30 o'clock, *g*
a.m.

Roll call showed all members present except Mr. Doogan and Mr. McLaughlin.

The President asked Mr. Londborg to give the invocation.

Mr. Johnson moved and asked unanimous consent that the minutes of the previous plenary session be considered ~~read and approved.~~ *e*
There being no objection, it was so ordered.

4 Letter from E. P. McCarron, Exalted Ruler of Fairbanks Elks Lodge, extending the privileges of the club rooms to the delegates during their stay in Fairbanks, was read.

Mr. Riley reported the Rules Committee was not ready to report.

Mr. Coghill reported ^{*the*} Committee on Administration still had work to do to complete its report.

The President announced that the Advisory Committee on Committees had completed its work and he would announce committee assignments later.

Mr. White moved and asked unanimous consent for the adoption of the following recommendation of the Advisory Committee on Committees: That the membership of the Committee on Resources be increased from 7 to 9, thus changing Rule 13. There being no objection, it was so ordered.

Mr. Armstrong moved and asked unanimous consent that the Secretary be instructed to write a letter of thanks to Dr. and Mrs. Patty for the reception held for the delegates. There being no objection, it was so ordered.

Mr. Hilscher requested personal privilege of the floor.

The President declared a short recess.

After recess Mr. Hilscher was granted personal privilege.

The President introduced First Vice President Peratrovich, who was in attendance for the first time.

Mr. Coghill moved and asked unanimous consent that a letter of sympathy be sent to his brother and his mother due to the fact that vandalism had hit again in Nenana and their store had been robbed. There being no objection, it was so ordered.

Mr. Sundborg moved and asked unanimous consent that a letter of thanks be sent to the Fairbanks Lodge of Elks for their courtesy in extending the privilege of the club rooms to the delegates. There being no objection, it was so ordered.

Mr. Doogan moved and asked unanimous consent that the roll call show that both he and Mr. McLaughlin were present. There being no objection, it was so ordered.

Mr. Taylor moved and asked unanimous consent that the Convention recess until call of the Chair.

AFTER RECESS

Convention was called to order at 10:30 a.m.

The President announced that since the Administration Committee needed additional time to complete its report the Convention would recess until after lunch.

Mr. Johnson moved and asked unanimous consent that the Convention stand at recess until 2 o'clock. Mr. Taylor objected. Mr. Cooper seconded. Mr. Taylor moved to amend the motion to read until 9:30, Monday morning. Mr. Taylor's motion was declared out of order.

The question being "Shall the Convention recess until ~~2:00~~ o'clock?", by voice vote the motion carried.

AFTER RECESS

The Convention was called to order at 2:15 p.m.

Mr. Hellenthal moved and asked unanimous consent that he be removed from the Committee on Administration and that Mr. Nolan be placed on that Committee. Mr. Coghill objected. Upon the withdrawal of Mr. Coghill's objection, the request of Mr. Hellenthal was granted.

Mrs. Wien moved and asked unanimous consent that Mr. John Corcoran, of the P.A.S., be sent a letter of thanks for his services and that wishes for his speedy recovery be extended. There being no objection, it was so ordered.

The President announced the appointment of the following Committees and asked for a meeting of Committee Chairmen on adjournment.

COMMITTEE ON STYLE AND DRAFTING

George Sundborg, Chairman
Mildred Hermann
George McLaughlin
Katherine Nordale
Ed Davis
James Hurley
Maurice Johnson
R. Rolland Armstrong
Victor Fischer

COMMITTEE ON ORDINANCES AND
TRANSITIONAL MEASURES

Robert J. McNealy, Chairman
Seaborn J. Buckalew
Herb Hilscher
James Hurley
William W. Knight
Yule F. Kilcher
B. D. Stewart
W. W. Laws
H. R. VanderLeest

COMMITTEE ON PREAMBLE AND BILL
OF RIGHTS

Dorothy Awes, Chairman
R. Rolland Armstrong
James P. Doogan
Seaborn J. Buckalew
Robert J. McNealy
John Hellenthal
Ada B. Wien

COMMITTEE ON SUFFRAGE, ELECTIONS
AND APPORTIONMENT

John S. Hellenthal, Chairman
John B. Coghill
Douglas Gray
Frank Peratovich
M. J. Walsh
George D. Cooper
M. R. Marston

COMMITTEE ON LEGISLATIVE BRANCH

Steve McCutcheon, Chairman
Dora Sweeney
Helen Fischer
Jack Hinckel
John McNees
Eldor Lee
George D. Cooper

COMMITTEE ON EXECUTIVE BRANCH

Victor Rivers, Chairman
Maynard D. Londborg
H. R. VanderLeest
Frank Barr
Katherine Nordale
John Boswell
Thomas C. Harris

COMMITTEE ON JUDICIARY BRANCH

George McLaughlin, Chairman
Ralph Rivers
Thomas C. Harris
Maurice Johnson
Irwin L. Metcalf
R. E. Robertson
Warren A. Taylor

COMMITTEE ON RESOURCES

W. O. Smith, Chairman
John C. Boswell
Truman C. Emberg
Leonard King
B. D. Stewart
Barrie M. White
Burke Riley
Peter L. Reader
Ada B. Wien

COMMITTEE ON FINANCE AND
TAXATION

Leslie Nerland, Chairman
Dorothy Awes
Frank Peratrovich
James Nolan
Chris Poulsen
Barrie M. White
Frank Barr

COMMITTEE ON DIRECT LEGISLATION
AMENDMENT AND REVISION

E. B. Collins, Chairman
Jack Hinckel
Leonard King
Warren A. Taylor
M. R. Marston
Irwin L. Metcalf
W. O. Smith

COMMITTEE ON LOCAL GOVERNMENT

John Rosswog, Chairman
John Cross
Victor Fischer
Victor Rivers
Eldor Lee
Maynard D. Londborg
James P. Doogan

COMMITTEE ON RESOLUTIONS AND
RECOMMENDATIONS

John Cross, Chairman
Douglas Gray
Truman Emberg
Leslie Nerland
Chris Poulsen
Peter L. Reader
R. E. Robertson

Mr. Coghill presented the following report of the Committee on Administration: (~~This report follows on the next seven pages.~~)

Constitutional Convention
Convention/1
November 12, 1955

REPORT
OF THE
COMMITTEE ON ADMINISTRATION

Mr. President: Your committee on Convention Administration respectfully submits the following report:

For purposes of planning the balanced and co-ordinated use of the Convention appropriations so as to carry out the intent of Chapter 46, SLA 1955, your committee has prepared a tentative allocation of the funds available to the Convention. This allocation is predicated on the possibility of the Convention's lasting the full period of 75 days and therefore indicates the maximum liabilities which might be incurred. The budget is not intended to restrict the later adjustment of particular items, should necessities demand changes, and does not by this allocation authorize any expenditure of funds, without the approval of the Convention. The tentative allocation is as follows:

TENTATIVE ESTIMATE OF COSTS

<u>APPROPRIATION FOR CONVENTION</u>	\$ 300,000.
Less: Estimated election expenses	38,000.
	<hr/>
	\$ 262,000.

ESTIMATED CONVENTION COSTS

A. DELEGATES

1. Salary @ \$15.00 per day for 75 days	\$ 61,325.
2. Per Diem @ \$20.00 per day for 79 days	86,900.
3. Travel of Delegates (1 round trip)	6,000.
4. Social Security contribution	1,247.

Estimated Total Expenses of Delegates \$ 155,472.

B. SECRETARIAT

1. Personal Service of Administrative Staff	
1 Chief Clerk @ \$30.00 per day	\$ 2,400.
1 Assistant Chief Clerk @ \$24.00 per day	1,920.
1 Sergeant-at-Arms @ \$21.00 per day	1,680.
4 Stenographers @ \$22.00 per day	7,040.
3 Clerk-Typists @ \$21.00 per day	3,360.
1 Mimeograph Operator @ \$21.00 per day	1,680.
1 Doorkeeper @ \$18.00 per day	1,440.
1 Messenger @ \$18.00 per day	1,440.
1 Message Center Chief @ \$21.00 per day	1,680.
1 Recording Clerk @ \$25.00 per day	2,000.
1 Librarian - Research Assistant @ \$25.00 per day	2,000.

2. Salary of Secretary @ \$31.66 per day plus \$12.00 per diem	3,493.
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Total Personal Services \$ 30,133.

3. Other Staff Expenses, including Travel and Social Security	\$ 3,500.
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4. Technical and Consulting Services	25,000.
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5. Equipment	1,500.
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6. Supplies and Postage	3,500.
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7. Recording	8,000.
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8. Postage for Delegates	1,375.
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Total Secretariat Expenses \$ 73,008.

C. OTHER CONVENTION COSTS

- | | |
|-----------------------------|-----------|
| 1. Printing of Constitution | \$ 6,000. |
| 2. Miscellaneous | 28,520. |

GRAND TOTAL:

Estimated Convention Costs: \$ 262,000.

EXPLANATION OF ALLOCATIONS

APPROPRIATIONS FOR CONVENTION: The appropriation of \$300,000 was initially diminished approximately \$38,000 by the expenses of the election of Delegates, and there is now available to the Convention \$262,000.

ESTIMATED CONVENTION COSTS:

A. DELEGATES: The costs indicated in this item are fixed by the terms of Chapter 46, SLA 1955. 79 days are shown to include four extra days for travel to and from the Convention.

B. SECRETARIAT:

1. This item is recommended as the table of organization of permanently assigned staff personnel with salary figures as shown. The salary scale is based on the schedule used by the 1955 Alaska Legislature for similar positions, plus a 15% increase. This increased scale is recommended because of the temporary and specialized nature of the work, and the increase is commensurate with that allowed to teachers in the Second and Fourth Divisions as compared to teachers in the First Division. The Committee recommends that the employment and discharge of staff

employees be placed in the discretion of the Secretary. It is contemplated that some of the positions indicated may not be filled until the work load increases, and recommendations for additional part-time personnel may be later made. The salaries indicated would be paid for each calendar day during the full session of the Convention except for any recess called pursuant to Section 1 of Chapter 46, SLA 1955. No overtime salaries will be paid, but the personnel will be engaged with the understanding that overtime work necessary is compensated for by the regular salary.

2. Salary of the Secretary: The Committee recommends that the salary of the Secretary, as stated in the estimate of costs, which is the same amount received in his capacity as Executive Officer of the Alaska Statehood Committee be continued together with the regular Territorial per diem of \$ 12.00; and it further recommends that this salary be paid by reimbursing the Statehood Committee for such salary and per diem for the period commencing November 8, 1955, to the time of final adjournment of the Convention.
3. The item for other staff expenses is intended to cover any contingent expenses that may arise and be authorized for payment by the Committee on Administration.

4. The item tentatively allocated for technical and consulting services is shown in the same amount as was budgeted in the report of the Statehood and Federal Relations Committees of the 1955 Legislature to the full Legislature in recommending the appropriation of \$300,000. When technical and consulting services may be requested by the Convention, this amount will be available.

5. The item tentatively allocated for equipment is to cover the obtaining of typewriters, mimeograph machines and such other equipment and furniture as may be necessary.

6. The item tentatively allocated for supplies and postage is to cover the purchase of stationery supplies of all kinds, including letterhead stationery for the Convention for the use of Delegates bearing the names of all Delegates on a margin, postage for official mail of the Convention, and other necessary supplies.

7. The recording item is allocated for the possibility of the making of a tape recording of the plenary sessions.

8. The item for postage is allocated as an allowance of \$25.00 for each Delegate.

C. OTHER CONVENTION COSTS:

1. The item for printing of the Constitution is intended to provide for the printing of copies of the Constitution as finally drafted.
2. The item for miscellaneous expenses is the otherwise unallocated balance of available convention funds.

OTHER MATTERS

It was further determined to recommend as follows:

1. Weekly pay: That all employees and Delegates be paid weekly.
2. Committee Rooms: That the recommendations of the Secretary as to committee room locations be accepted and the Secretary asked to report said room locations to committee Chairmen.
3. Lockers for Delegates: That lockers be provided for each Delegate without cost to the body except for drayage.
4. Bus Transportation: That the Secretary make recommendations to the committee as to daily bus transportation for Delegates and for administrative and technical staff, at the expense of Delegates and staff.

5. Privacy of Convention Floor: That the floor of the Convention Hall be appropriately designated by ropes across posts.
6. Expenditure of Funds: That the Secretary be authorized to incur obligations for purposes budgeted for the period November 8, 1955, to date of final adjournment, provided that approval of the Committee on Administration is first obtained as to any one item exceeding one hundred dollars in cost.
7. Reports and Records: That the Secretary maintain such records and render such reports on financial matters as may be requested by the Committee.
8. Flags: That suitable Alaskan and American flags be procured for the Convention Hall.
9. Desks and Chairs: That the matter of desks and chairs for Delegates be explored.
10. Daily Prayers: That henceforth prayers imploring the assistance of Almighty God and His blessings on our deliberations be held in the Assembly every morning before undertaking the daily business of the body, and that one or more of the clergy of the area be invited to officiate in that service and that the Secretary be requested to make the necessary arrangements.

Mr. Coghill moved and asked unanimous consent for the adoption of the report of the Committee on Administration. Mr. Buckalew objected. Mr. Johnson seconded.

Mr. Riley moved and asked unanimous consent for a five-minute recess. There being no objection, it was so ordered.

AFTER RECESS

Mr. Coghill moved and asked unanimous consent that he be permitted to withdraw his previous motion. There being no objection, it was so ordered.

Mr. Coghill moved and asked unanimous consent that the Administration Report be received and that Sections B1 and 2 of the report be adopted insofar as they specify the positions stated therein and the daily rate of pay.

Mr. Buckalew objected. Mr. Johnson seconded.

Mr. Buckalew moved to strike the "assistant chief clerk" from the report.

The President declared Mr. Buckalew's motion out of order.

Mr. Buckalew moved to amend the portion pertaining to the permanent secretary, by deleting Section B-2, from the report. Mr. Sundborg seconded.

On voice vote, the previous question was ordered.
Mr. V. Rivers moved the previous question. Mr. Taylor seconded. [^]
On voice vote, motion lost.

[^] *Mr. Buckalew's*
Mr. Sundborg moved to amend by striking the doorkeeper at \$18.00 per day. Mr. Buckalew seconded.

was Mr. McCutcheon moved to lay the matter on the table until copies of report ^{were} placed in the hands of delegates. Mr. Coghill objected. Mr. Buckalew seconded. On voice vote, ~~the~~ motion to table lost.

On voice vote, the previous question was ordered. On voice vote, Mr. Sundborg's motion was rejected.
The question being "Shall Sections B-1 and 2 of the Report #1 of the Committee on Administration be adopted insofar as they specify the positions stated therein and the daily rate of pay?"
On voice vote the report was adopted.

Mr. Sundborg moved and asked unanimous consent that the Committee on Committees be discharged. There being no objection, it was so ordered.

Mrs. Hermann moved that the Secretary be directed to procure a gavel for the use of the Convention and that at the end of the Convention the gavel be presented to the University Museum. Mr. Johnson asked unanimous consent. Mr. Buckalew objected. Mr. Johnson seconded. Mr. McNealy moved to amend the motion "that the President appoint a committee to purchase the gavel". Mr. Rivers asked unanimous consent that the motion, as amended, be adopted. There being no objection, it was so ordered. The President appointed Messrs. Buckalew and Johnson to purchase the gavel.

Mr. Coghill moved and asked unanimous consent that the Convention stand at ease for one minute. There being no objection, it was so ordered.

AFTER RECESS

Mr. Coghill moved and asked unanimous consent that the Secretary be authorized to fill the staff positions authorized to the extent that he may determine necessary, subject to the approval of the Committee on Administration. Mr. Sundborg objected. After discussion Mr. Sundborg withdrew his objection. There being no further objection, it was so ordered.

Mr. Hilscher, Chairman of the Special Committee to investigate the cost of soundscribing the plenary sessions, made the following report:

The Committee met with KFAR and talked to KFRB. The Committee also met with Colonel Sawtelle at Ladd Field who stated they could not do the job. The Committee received a letter from KFRB stating they felt it should not submit a bid due to the fact that equipment was already installed. KFAR stated they would soundscribe the plenary sessions for \$5,580 for 150 guaranteed hours. This was a base figure. Duplicate tapes would cost at the rate of \$18.00 per hour. The Committee felt this was the best proposition possible.

Mr. Hilscher moved that the Convention go on record in favor of soundscribing the plenary sessions. Mr. Taylor seconded and asked that the motion be amended to include a 150-hour guarantee. Mr. Hilscher accepted the amendment. Mr. Poulsen requested a roll call. Mr. Buckalew seconded.

Mr. McCutcheon moved that the motion be tabled and made first order of business Monday. Mr. Buckalew seconded. On voice vote *the* motion failed.

Mr. McNealy moved the previous question. Mr. Johnson seconded.
On voice vote, the previous question was ordered.

The question being "Shall the plenary sessions be soundscribed at a quantee of 150 hours?", the roll was called with the following result:

Ayes: 46 - Armstrong, Awes, Barr, Boswell, Collins, Cooper, Cross, Davis, Doogan, Emberg, H. Fischer, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Johnson, Kilcher, King, Laws, Lee, McCutcheon, McLaughlin, McNealy, McNees, Marston, Metcalf, Nerland, Nolan, Nordale, Peratrovich, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, Mr. President.

Nays: 92- Buckalew, Coghill, V. Fischer, Gray, Knight, Londborg, Poulsen, Reader, Sundborg.

And so the motion was adopted.

Mr. White moved and asked unanimous consent that the Secretary be empowered to ~~proceed and~~ make the necessary arrangements for the soundscribing. There being no objection it was so ordered.

Mr. Barr moved that the Secretary be empowered to authorize transcriptions of each day's soundscribing to become available as soon as possible after each day's session. Mr. Kilcher seconded.

Mr. Sundborg moved and asked unanimous consent to change "transcriptions" to "duplicate tapes". There being no objection, it was so ordered.

The question being "Shall duplicate tapes be made of each day's session?", the roll was called with the following result:

Yeas: 38 - Armstrong, Awes, Barr, Boswell, Collins, Cross, Davis, Doogan, Emberg, H. Fischer, V. Fischer, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Johnson, Kilcher, King, McCutcheon, McLaughlin, McNealy, McNees, Marston, Metcalf, Nolan, Nordale, Peratrovich, R. Rivers, V. Rivers, Robertson, Stewart, Sweeney, Taylor, VanderLeest, Walsh, White.

Nays: 17 - Buckalew, Coghill, Cooper, Gray, Knight, Laws, Lee, Londborg, Nerland, Poulsen, Reader, Riley, Rosswog, Smith, Sundborg, Wien, Mr. President.

And so the motion was adopted.

Mr. Riley announced a meeting of the Committee on Rules following the recess.

Mr. Coghill asked that the Committee on Administration be given a copy of estimates of costs of soundscribing.

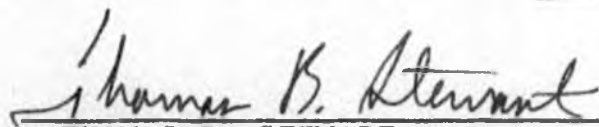
Mr. Sundborg moved and asked unanimous consent that the Convention adopt the portion of the Committee on Administration report which dealt with salary and per diem of delegates with the exception of the portion stating salary for 79 days. Mr. Buckalew seconded. Mr. Hellenthal stated the motion was out of order because the Legislature had already provided for this in the Act. Mr. Sundborg asked unanimous consent to withdraw his motion. There being no objection, it was so ordered.

Mr. McNealy moved and asked unanimous consent that the Convention declare on behalf of the people of the proposed State of Alaska that the Constitution of the United States is hereby adopted. Mr. Buckalew seconded. Mr. Johnson asked unanimous consent. There being no objection, it was so ordered.

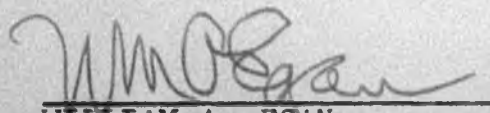
Communication from the Post Office Department stating that all mail addressed to delegates had been forwarded to College, was read.

Mr. Sundborg asked unanimous consent that the bus be ordered to pick up delegates one-half hour after adjournment. There being no objection, it was so ordered.

Mr. Johnson moved and asked unanimous consent that the Convention adjourn until 9:30 o'clock Monday morning. There being no objection, it was so ordered.


THOMAS B. STEWART
Secretary

Attested:


WILLIAM A. EGAN
President