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520 - CONSTITUTIONAL CONVENTION
Chief Clerk's Journal
VOLUME 1.

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Mr. Taylor objected.

After discussion, Mr. Taylor withdrew his objection. There being no further objection, the motion was adopted.

Mr. Sundborg moved and asked unanimous consent that the Convention invite former Governor Gruening to address the delegates at 10:00 o'clock Wednesday morning. There being no objection, it was so ordered.

Mr. Riley announced a meeting of the Rules Committee on adjournment.

Mr. Taylor moved adjournment until 10:00 o'clock Wednesday morning. Mr. Ralph Rivers seconded and asked for unanimous consent. There being no objection, it was so ordered.

John B. Hall
Temporary Secretary

Attested:

Mildred Hermann
Temporary President

Constitutional Convention
Journal/33
Approved Jan. 7, 1956

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE FORTY-SECOND CONVENTION DAY, Monday, December 19, 1955

The Convention was called to order by President Egan at 9:05 a.m.

The invocation was given by the Rev. A. E. Purviance of the First Methodist Church of Fairbanks.

Roll call showed all members present except Mrs. Fischer, Mr. Hellenthal, Mr. McCutcheon, Mr. Nerland and Mr. Sundborg. The President declared a quorum to be present.

Mr. White presented the report of the Committee on Finance and Taxation containing Committee Proposal No. 9.

Committee Proposal No. 9 by the Committee on Finance and Taxation, entitled ARTICLE ON FINANCE AND TAXATION, was introduced, read the first time and referred to the Committee on Rules for assignment to the calendar.

Mr. Riley as Chairman of the Rules Committee reported that the Committee had no recommendation to make as to changing Rule 35 which had been referred to it for further study.

The President called for the reports of Committee Chairman on their proposals.

Miss Awes, Chairman, reported for the Committee on Preamble and Bill of Rights.

Mr. Cooper, vice-chairman, reported for the Committee on Suffrage, Elections and Apportionment.

The President announced that part of the sophomore and freshmen classes of the Fairbanks High School were present in the gallery, ~~as were Mr. and Mrs. Frank Morris, District Engineer from Nome.~~ *The Alaska Road Commission district Engineer from Nome, Mr. Frank Morrison and Mrs. Morris were introduced.*

Mr. Smith asked unanimous consent to revert to introduction of Committee reports. There being no objection, it was so ordered.

42nd Day, Monday, Dec. 19

Mr. Smith submitted the report of the Committee on Resources containing Committee Proposal No. 3.

Committee Proposal No. 3 by the Committee on Resources, entitled STATE LANDS AND NATURAL RESOURCES, was introduced, read the first time and referred to the Committee on Rules for assignment to the calendar.

Mr. V. Rivers submitted the report of the Committee on the Executive Branch containing Committee Proposal No. 10.

Committee Proposal No. 10 by the Committee on the Executive Branch entitled ARTICLE ON THE EXECUTIVE was introduced, read the first time and referred to the Committee on Rules for assignment to the calendar.

Mrs. Sweeney, vice-Chairman, gave a summary of the article presented by the Committee on the Legislative Branch.

Mr. V. Rivers gave a summary of the article presented by the Committee on the Executive Branch.

Mr. Smith and Mr. Riley reported on the article presented by the Committee on Resources.

Mr. Barr, vice-chairman and Mr. White, secretary, reported on the article presented by the Committee on Finance and Taxation.

Mr. Rosswog asked unanimous consent to revert to the submission of Committee reports. There being no objection, it was so ordered.

Mr. Rosswog presented the report of the Committee on Local Government containing Committee Proposal No. 6.

Committee Proposal No. 6, by the Committee on Local Government, entitled LOCAL GOVERNMENT was introduced, read the first time and referred to the Committee on Rules for assignment to the calendar.

Mr. Rosswog gave a summary of the article presented by the Committee on Local Government.

Committee Proposal No. 3 was considered again.

The President announced that the Chief Clerk had called to his attention shortly after adjournment Saturday the fact that she had incorrectly reported the roll call on the amendment to Section 4, line 20.

Mrs. Sweeney moved and asked unanimous consent that all action subsequent to the roll call in question be expunged from the Journal.

The President declared a short recess.

AFTER RECESS

Mrs. Sweeney asked unanimous consent to withdraw her motion. There being no objection, it was so ordered.

Mrs. Sweeney moved and asked unanimous consent that the Convention rescind its action on the amendment on line 20, page 2 which called to strike the words "amended or".

There being no objection, the action was rescinded.

Mrs. Sweeney moved and asked unanimous consent to expunge from the record the President's announcement of the vote on the amendment to strike all the words after "governor" on lines 20 and 21.

Mr. Riley objected only for clarification.

Mrs. Sweeney asked unanimous consent to withdraw her motion.

There being no objection, it was so ordered.

The President declared a short recess.

AFTER RECESS

With reference to the vote taken on the previous Saturday on the Hellenthal-Buckalew amendment to strike everything after the word "governor" on lines 20 and 21 of page 2, Mr. Riley moved and asked unanimous consent to expunge from the record the chair's erroneous announcement of the vote on that amendment and to show instead the corrected announcement. There being no objection, it was so ordered.

The President corrected ~~himself and announced~~ that the vote had been 27 yeas and 25 nays. *the earlier announcement of said vote by announcing*

Mr. Riley asked unanimous consent to expunge all further references in Saturday's Journal to the remainder of that sentence, since from that point forward there was no remaining *portion of that* sentence. There being no objection, it was so ordered.

Mr. Riley asked unanimous consent that the time be extended for reconsideration of ~~voting on~~ that particular vote to the first convention day following recess, on the condition that notice

of such reconsideration be given this date. There being no objection, it was so ordered.

Mr. Collins reported that the Committee on Direct Legislation had met and were working on an amendment that might prevent a lot of further discussion of Section 4.

Mr. McNealy moved and asked unanimous consent that the reconsideration of his vote be taken up at this time. There being no objection it was so ordered.

Mr. Riley asked unanimous consent that debate be allowed. There being no objection, it was so ordered.

After Mr. Taylor, Mr. McNealy, Mr. Marston, Mr. Buckalew, Mr. White, Mr. Boswell, Mr. V. Rivers, Mr. Cooper and Mr. Harris spoke. The roll was called on the amendment to change "15%" to 10% with the following result:

Yeas: 27 - Coghill, Collins, Davis, Doogan, Emberg, Harris, Hermann, Hilscher, Hinckel, Hurley, Kilcher, King, Knight, Lee, McLaughlin, McNees, Marston, Metcalf, Nordale, Peratrovich, Riley, R. Rivers, V. Rivers, Smith, Stewart, Taylor, VanderLeest.

Nays: 23 - Armstrong, Awes, Barr, Boswell, Buckalew, Cooper, Cross, V. Fischer, Gray, Johnson, Laws, Londborg, McNealy, Nolan, Poulsen, Reader, Robertson, Rosswog, Sweeney, Walsh, White, Wien, Mr. President.

Absent: 5 - H. Fischer, Hellenthal, McCutcheon, Nerland, Sundborg.

And so the amendment was ordered adopted.

Mr. Davis moved recess until 1:30 p.m. Mr. R. Rivers seconded. Mrs. Sweeney objected.

Mr. Rosswog announced a meeting of the Committee on Local Government for 1:15 p.m.

Mr. Boswell requested a short meeting of the delegates who will remain in Fairbanks during the recess to discuss hearings.

Mr. Coghill announced a meeting of the Committee on Administration at 1:00 p.m.

Mr. Cross announced a meeting of the Committee on Resolutions on recess.

Mr. Barr asked if Mr. Davis would amend his motion to 2:00 p.m. Mr. Davis agreed. On voice vote the Convention recessed until 2:00 p.m.

AFTER RECESS

Mr. Coghill announced that any delegate requesting information during the recess should address his communication to the secretariat at Constitution Hall; there would be someone on duty at all times.

Students from the Fairbanks High School were present in the gallery and were welcomed by President Egan.

Mr. R. Rivers moved the adoption of the amendment to Section 4 of Committee Proposal No. 3 presented Saturday by Mr. Hellenthal-Smith, Davis, R. Rivers and Sundborg. Mr. Davis seconded. On voice vote the amendment was adopted. ✓

Mr. White moved the adoption of the following amendment to Section 5, page 2, lines 22-25, strike the first sentence and insert in lieu thereof: "The Initiative and referendum may not be used as a means of earmarking revenues, for making or defeating appropriations of public funds, or for local or special legislation." Mr. Buckalew seconded. Mr. R. Rivers asked unanimous consent. ✓

After discussion by Mr. McLaughlin, Mr. Barr, Mr. Gray, Mr. Hinckel, Mr. McLaughlin and Mr. R. Rivers, there being no objection, the amendment was ordered adopted. ✓

Relating
Mrs. Wien asked unanimous consent for the privilege of the floor for the Manager of the Fairbanks Chamber of Commerce, Mr. A. H. Derr. Without objection the privilege of the floor was granted to Mr. Derr who gave a Christmas message and wished the delegates a pleasant journey and expressed the hope they would return safely to Fairbanks to complete their work.

Mr. Londborg moved the adoption of the following amendment to Section 4, page 2. After the word "signatures" in the next to the last sentence of the R. Rivers amendment, delete rest of the sentence and substitute the following: "from each of two-thirds of the election districts of the state with signatures equalling not less than 3% of the number of voters casting ballots for governor in each such district in the preceding general election at which a governor was elected." Mr. White objected. Mr. Johnson seconded.

Mr. R. Rivers requested the privilege of the floor to speak

on the advisability of leaving Committee Proposal No. 3 in second reading until after the recess.

Mr. Riley spoke on a matter of personal privilege to state that he planned to serve notice of reconsideration of his vote on the amendment which had been the subject of discussion at the morning session and on which time had been extended for reconsideration until the first convention day after the recess which would automatically hold Committee Proposal No. 3 in second reading.

Mr. Taylor moved to table Mr. Londborg's amendment. Mr. Coghill seconded. The roll was called with the following result:

Yeas: 24 - Boswell, Coghill, Collins, Cross, Emberg, Gray, Hilscher, Hinckel, Hurley, King, Knight, Lee, McLaughlin, Marston, Metcalf, Nordale, Peratrovich, R. Rivers, V. Rivers, Smith, Stewart, Taylor, Wien, Mr. President.

Nays: 25 - Armstrong, Awes, Barr, Buckalew, Cooper, Davis, Doogan, V. Fischer, Harris, Hermann, Johnson, Kilcher, Laws, Londborg, McNealy, McNees, Nolan, Poulsen, Reader, Riley, Robertson, Rosswog, Sweeney, Walsh, White.

Absent: 6 - H. Fischer, Hellenthal, McCutcheon, Nerland, Sundborg, VanderLeest

And so the motion lost.

Mr. Londborg asked unanimous consent to withdraw his amendment. There being no objection, it was so ordered.

Mr. Riley served notice that he wished to reconsider his vote concerning the amendment inserting a period after the word "governor" on page 2 of Committee Proposal No. 3.

Mr. R. Rivers moved that the Convention forego any further action on Committee Proposal No. 3 until after the hearing recess, January 4, 1956.

Mr. Coghill moved and asked unanimous consent that the Convention adjourn until after its hearings January 4, 1956 at 9 a.m. Mr. Davis objected. Mr. V. Rivers seconded. The roll was called with the following results:

Yeas: 28 - Awes, Barr, Coghill, Collins, Cross, Emberg, Hinckel, Hurley, Johnson, King, Knight, Laws, Londborg, McLaughlin, Marston, Noland, Nordale, Poulsen, Reader, R. Rivers, V. Rivers,

Robertson, Stewart, Sweeney, Taylor, Walsh,
Wien, Mr. President.

Nays: 21 - Armstrong, Boswell, Buckalew, Cooper, Davis,
Doogan, V. Fischer, Gray, Harris, Hermann,
Hilscher, Kilcher, Lee, McNealy, McNees,
Metcalf, Peratrovich, Riley, Rosswog, Smith,
White

Absent: 6 - H. Fischer, Hellenthal, McCutcheon, Nerland,
Sundborg, VanderLeest

And so the Convention adjourned until January 4, 1956 at 9 a. m.

Katherine T. Alexander

KATHERINE T. ALEXANDER

Chief Clerk

Attested:

William A. Egan

WILLIAM A. EGAN
President

Constitutional Convention
Journal/32
Approved Jan. 7, 1956

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL FOR THE FORTIETH CONVENTION DAY, Saturday, December 17, 1955

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

The Invocation was given by the Rev. Richard Lambert of St. Matthews Episcopal Church.

Roll call showed all present except Mr. McCutcheon and Mr. Nerland. The President declared a quorum to be present.

Mr. White asked that the approval of the Journal be delayed until later in the day.

Mr. Marston introduced a resolution regarding friendly relations with Canada and asked unanimous consent that it be referred to the Committee on Resolutions and Recommendations. There being no objection, it was so ordered.

COMMUNICATIONS

A letter from the Territorial Librarian regarding the preservation of the papers of the Convention was read and referred to the Committee on Administration.

A letter from the Sitka Central Labor Council regarding the right-to-work clause was read and ordered placed on file.

Mrs. Hermann submitted the following report of the Rules Committee. The Rules Committee recommended that Proposal No. 4, which had been referred to it for placing on the calendar, be referred to the Committee on Ordinances. Pursuant to Rule 46 the Rules Committee recommended that after January 8, only Committee Proposals will be accepted.

Mrs. Hermann moved and asked unanimous consent that in line with statement contained in Rule 46, January 8 be set as the date after which all proposals will have to be Committee proposals. Mr. Johnson objected. Mr. Rosswog seconded.

40th Day, Saturday, Dec. 17

After discussion by Mr. V. Rivers, Mr. Sundborg, Mr. Davis, Mr. Johnson, Mr. Buckalew, Mr. Barr and Mr. Kilcher, Mr. McLaughlin moved the previous question. Mrs. Hermann seconded. On voice vote the previous question was ordered.

The question being "Shall January 8 be set as the cut-off date for individual proposals?", the roll was called with the following result:

Yeas: 31 - Armstrong, Awes, Barr, Buckalew, Coghill, Collins, Cooper, Davis, V. Fischer, Gray, Hellenthal, Hermann, Hilscher, Hinckel, King, Knight, Lee, McLaughlin, McNealy, McNees, Marston, Metcalf, Nordale, Peratrovich, Riley, Rosswog, Sundborg, Walsh, White, Wien, Mr. President

Nays: 21 - Boswell, Cross, Emberg, H. Fischer, Harris, Hurley, Johnson, Kilcher, Laws, Londborg, Nolan, Poulsen, Reader, R. Rivers, V. Rivers, Robertson, Smith, Stewart, Sweeney, Taylor, VanderLeest

Absent: 3 - Doogan, McCutcheon, Nerland

and so the motion carried.

Mrs. Hermann reported that the Rules Committee would meet daily following the noon recess to set the calendar for the following day. The Committee also reported progress on Mr. Kilcher's request that Rule 35 be reconsidered and would report soon.

Mrs. Hermann moved the adoption of the entire report of the Rules Committee. Mr. Taylor seconded. Mr. R. Rivers asked unanimous consent. There being no objection, it was so ordered.

The President declared a short recess.

AFTER RECESS

Mr. V. Rivers submitted two reports of the Committee on Executive Branch--Proposal No. 11, ORDINANCE ON THE FIRST ELECTION OF THE GOVERNOR AND THE SECRETARY OF STATE and Proposal No. 12, ARTICLE CONTAINING GENERAL AND MISCELLANEOUS PROVISIONS, were introduced, read the first time and referred to the Rules Committee for assignment to the calendar.

Mr. Sundborg asked whether in line with the Rules Committee action of referring Proposal No. 4 to the Committee on Ordinances, Proposal No. 11 should not be referred to the Committee on Ordinances.

The President re-referred Proposal No. 11 to the Committee on Ordinances.

Mr. McNealy moved and asked unanimous consent that the secretariat write a letter to Judge Vernon D. Forbes thanking him for the use of the law library for the benefit of the Convention. There being no objection, it was so ordered.

Mr. Harris asked that a letter of sympathy be written to Mr. Emil Sady, Staff Consultant, whose father had died. The President ordered a letter written.

Committee Proposal No. 3 was considered again.

Mr. Johnson moved the adoption of the following amendment:

Page 1, Section 4, line/5, strike the word "constitutionality" and substitute in lieu thereof the word "form".

Mr. McLaughlin seconded.

Mr. McLaughlin moved and asked unanimous consent to amend the amendment by striking the first two sentences of Section 4. Mr. Taylor objected. Mr. Stewart seconded.

Mr. McLaughlin asked unanimous consent to withdraw his amendment. There being no objection, it was so ordered.

The question being "Shall Mr. Johnson's amendment be adopted?", the roll was called with the following result:

Yeas: 33 - Awes, Barr, Boswell, Buckalew, Cooper, Emberg, Gray, Harris, Hellenthal, Hermann, Hilscher, Hurley, Johnson, Kilcher, Laws, Lee, McLaughlin, McNealy, McNees, Marston, Nolan, Nordale, Poulsen, Reader, Riley, Robertson, Smith, Stewart, Sundborg, VanderLeest, White, Wien, Mr. President

Nays: 18 - Armstrong, Coghill, Collins, Davis, Doogan, H. Fischer, Hinckel, King, Knight, Londborg, Metcalf, Peratrovich, R. Rivers, V. Rivers, Rosswog, Sweeney, Taylor, Walsh

Absent: 4 - Cross, V. Fischer, McCutcheon, Nerland

and so the amendment was adopted.

Mr. Barr moved the adoption of the following amendment:

Page 2, line 3, after word "chosen" add a new sentence, "After the required number of signatures to the petition have been obtained, the proposed legislation shall be submitted to the Attorney General who shall edit it and place it in proper legal form."

The President declared a short recess.

AFTER RECESS

Mr. Barr moved the adoption of his amendment. Mr. Peratrovich seconded.

After Mr. Barr, Mr. Marston, Mr. Taylor, Mr. Sundborg spoke, Mr. R. Rivers requested a short recess. There being no objection, it was so ordered.

AFTER RECESS

Mrs. Sweeney asked unanimous consent that the Convention revert to Committee Reports. There being no objection, it was so ordered.

Mrs. Sweeney submitted the following report of the Committee on Engrossment and Enrollment: Committee Proposal No. 2 had been properly engrossed and the first enrolled copy was in proper form. Mrs. Sweeney asked unanimous consent for the adoption of the report. There being no objection, it was so ordered.

Committee Proposal No. 2 was referred to the Committee on Style and Drafting.

Mr. Barr asked unanimous consent to withdraw his amendment. There being no objection, it was so ordered.

Mr. Johnson moved the adoption of the following amendment:

Page 2, line 3, Section 4, after word "chosen" add new sentence, "The petition shall be from two-thirds of the voting precincts." Mr. Robertson seconded.

After discussion of proposed amendments to the amendment Mr. Johnson asked unanimous consent to withdraw his original amendment to submit a similar amendment to take care of the various suggested amendments. There being no objection, it was so ordered.

Mr. Johnson moved the adoption of the following amendment:

Page 2, line 3, Section 4: after word "chosen.", add new sentence, "The petition shall contain signatures from at least two-thirds of the election districts of the State." Mr. Robertson seconded.

After Mr. Smith, Mr. Taylor, Mr. Hinckel, Mr. Cooper, Mr. Londborg, Mrs. Hermann, Mr. Sundborg, Mr. Buckalew, Mr. McLaughlin, Mr. Davis, Mr. Johnson, Mr. McNealy, Mr. Kilcher and Mr. Armstrong spoke on the amendment, Mr. Boswell moved the previous question. Mrs. Hermann seconded. On voice vote the previous question was ordered.

The question being "Shall Mr. Johnson's amendment be adopted?", the roll was called with the following result:

Yeas: 38 - Armstrong, Barr, Boswell, Coghill, Collins, Cooper, Davis, Doogan, H. Fischer, Gray, Harris, Hellenthal, Hilscher, Johnson, Kilcher, Knight, Laws, Lee, Londborg, McLaughlin, McNealy, McNees, Marston, Nolan, Poulsen, Reader, R. Rivers, Robertson, Rosswog, Smith, Stewart, Sundborg, Sweeney, VanderLeest, Walsh, White, Wien, Mr. President

Nays: 13 - Awes, Buckalew, Emberg, Hermann, Hinckel, Hurley, King, Metcalf, Nordale, Peratrovich, Riley, V. Rivers, Taylor

Absent: 4 - Cross, V. Fischer, McCutcheon, Nerland

and so the amendment was adopted.

Mr. R. Rivers submitted the following amendment:

Page 1, Section 4, strike lines 13 to 18 inclusive, and lines 1 to 5 inclusive, on page 2 and substitute the following:

"Section 4. Prior to general circulation, an initiative petition containing a draft of the proposed law in bill form shall be signed by ten qualified electors as sponsors and have its legal sufficiency and form certified by the attorney general. If certified to be sufficient the initiative or referendum petition containing a summary of the subject matter prepared by the attorney general may then be circulated and must be signed by qualified electors equal to 15% of the number of votes cast for governor in the preceding election at which the governor was chosen. The petition may be filed with the attorney general who shall prepare

a ballot title or proposition designating and summarizing the substance of the proposed law which proposition shall go upon the ballot as hereinafter provided."

Mr. Buckalew stated he could not vote on the amendment without a copy.

Mr. R. Rivers moved the adoption of the amendment. Mr. Barr seconded. Mr. Buckalew objected.

Mr. R. Rivers asked unanimous consent to include the Johnson amendment just adopted in his amendment.

The President ordered the amendment held until copies were made available.

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

AFTER RECESS

Mr. Laws moved ^{to} recess until 1:30 p.m. Mr. Riley objected. Mr. Knight seconded. On voice vote the motion failed.

Mr. Kilcher moved that Article 1 of Committee Proposal No. 3 be recommitted to the Committee on Direct Legislation. Mr. Riley seconded.

After discussion by Mr. Smith, Mr. Taylor, Mr. Collins, Mr. Riley, Mr. Gray, Mr. McNees, Mrs. Hermann, Mr. White, Mrs. Nordale, Mr. Hilscher, Mr. McLaughlin, Mr. Marston, Mr. Barr, and Mr. Hellenthal, Mr. Sundborg moved the previous question. Mr. Buckalew seconded. Mr. Kilcher objected. Mr. Sundborg withdrew his motion.

Mr. Kilcher spoke and then the President called for the question. On voice vote the motion failed.

COMMITTEE ANNOUNCEMENTS

Mrs. Hermann announced a meeting of the Rules Committee on recess.

Mr. Hellenthal announced a meeting of the Committee on Apportionment on recess.

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

Mr. Smith announced a meeting of the Committee on Resources on recess.

Mrs. Hermann moved the Convention recess until 1:30 p.m. Mr. Laws objected. Mr. Sundborg seconded. On voice vote the motion carried.

AFTER RECESS

Mr. Buckalew stated he had an amendment to Section 4.

The President stated it would be out of order at this time since Mr. R. Rivers' amendment was before the Convention at present.

Mr. R. Rivers asked unanimous consent to withdraw his original amendment. There being no objection, it was so ordered.

Mr. R. Rivers moved the adoption of the following amendment:

Page 1, Section 4, strike lines 13 to 18 inclusive, and lines 1 to 5 inclusive, on page 2 and substitute the following:

"Section 4. Prior to general circulation, an initiative petition containing a draft of the proposed law in bill form shall be signed by ten qualified electors as sponsors and have its sufficiency as to form certified by the attorney general. Denial of certification shall be reviewable by the court. If certified to be sufficient the initiative or referendum petition containing a summary of the subject matter prepared by the attorney general may then be circulated and must be signed by qualified electors equal to 15% of the number of votes cast for governor in the preceding general election at which the governor was chosen. The petition shall contain signatures from at least two-thirds of the election districts of the State. The petition may be filed with the attorney general who shall prepare a ballot title or proposition designating and summarizing the substance of the proposed law which proposition shall go upon the ballot as hereinafter provided."

Mr. Barr seconded.

Mr. Taylor moved to amend the amendment by striking "15%" and inserting in lieu thereof "10%". Mr. Marston seconded.

Mrs. Sweeney rose to a point of order to state she believed that motion out of order.

The President stated that the amendment was in order because no action had been taken on "10%".

After discussion by Mr. Taylor, Mr. Londborg, Mrs. Sweeney, Mr. Marston and Mr. Harris, Mr. Cooper moved the previous question. Mr. Buckalew seconded. On voice vote the previous question was ordered.

The question being "Shall Mr. Taylor's amendment to the amendment be adopted?", the roll was called with the following result:

Yeas: 29 - Coghill, Collins, Davis, Doogan, Emberg, H. Fischer, Harris, Hermann, Hinckel, Hurley, Kilcher, King, Knight, Lee, McLaughlin, McNealy, McNees, Marston, Metcalf, Nordale, Peratrovich, Riley, R. Rivers, V. Rivers, Smith, Stewart, Sundborg, Taylor, VanderLeest.

Nays: 21 - Armstrong, Awes, Barr, Boswell, Buckalew, Cooper, Gray, Hellenthal, Johnson, Laws, Londborg, Nolan, Poulsen, Reader, Robertson, Rosswog, Sweeney, Walsh, White, Wien, Mr. President.

Absent: 5 - Cross, V. Fischer, Hilscher, McCutcheon, Nerland.

and so the amendment was adopted.

Mr. McNealy gave notice of intention to reconsider his vote.

Mr. Taylor moved that the rules be suspended and that reconsideration by Mr. McNealy be taken up immediately. Mr. Collins seconded. Mr. V. Rivers requested a roll call.

The roll was called with the following result:

Yeas: 32 - Armstrong, Awes, Barr, Coghill, Collins, Davis, Doogan, Emberg, H. Fischer, Harris, Hinckel, Hurley, Kilcher, King, Knight, Lee, McLaughlin, McNees, Marston, Metcalf, Nordale, Peratrovich, Riley, R. Rivers, V. Rivers, Smith, Stewart, Sundborg, Taylor, VanderLeest, White, Mr. President

Nays: 18 - Boswell, Buckalew, Cooper, Gray, Hellenthal, Hermann, Johnson, Laws, Londborg, McNealy, Nolan, Poulsen, Reader, Robertson, Rosswog, Sweeney, Walsh, Wien

Absent: 5 - Cross, V. Fischer, Hilscher, McCutcheon, Nerland

and so the motion failed and reconsideration was held over.

The question being "Shall Mr. R. Rivers' amendment as amended be adopted?", the roll was called with the following result:

Yeas: 45 - Armstrong, Awes, Barr, Boswell, Collins, Cooper, Davis, Emberg, H. Fischer, Gray, Harris, Hellenthal, Hermann, Hinckel, Hurley, Johnson, Kilcher, King, Knight, Laws, Lee, Londborg, McLaughlin, McNealy, McNees, Marston, Metcalf, Nolan, Nordale, Peratrovich, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, Wien

Nays: 4 - Buckalew, Coghill, White, Mr. President

Absent: 6 - Cross, Doogan, V. Fischer, Hilscher, McCutcheon, Nerland

and so the amendment was adopted.

Mr. Gray moved to rescind action on reconsideration vote.

The President stated that the action could not be rescinded.

Mr. White asked that Mr. Buckalew's amendment be circulated.

Mr. Coghill rose to a point of order to state that vote on amendment could not be reconsidered.

The President declared a short recess.

AFTER RECESS

The President stated that Mr. Coghill's point of order was not well taken.

Mr. Robertson moved the adoption of the following amendment to Section 4: delete "ten" and insert "100". Mr. Johnson seconded.

After discussion by Mr. Robertson, Mr. Taylor, Mr. Barr and Mr. Metcalf, the question was called and Mr. Robertson requested a roll call.

The roll was called with the following result:

Yeas: 33 - Armstrong, Awes, Barr, Boswell, Buckalew, Coghill, Collins, Cooper, Doogan, Emberg, Gray, Hellenthal, Hurley, Johnson, Laws, Londborg, McLaughlin,

The first sentence in the amended

McNealy, Metcalf, Nolan, Poulsen, Reader, Riley,
V. Rivers, Robertson, Rosswog, Smith, Stewart,
VanderLeest, Walsh, White, Wien, Mr. President

Nays: 17 - Davis, H. Fischer, Harris, Hermann, Hinckel,
Kilcher, King, Knight, Lee, McNees, Marston,
Nordale, Peratrovich, R. Rivers, Sundborg,
Sweeney, Taylor

Absent: 5 - Cross, V. Fischer, Hilscher, McCutcheon, Nerland

and so the amendment was adopted.

Mr. Buckalew moved the adoption of the following amendment:

"AMENDMENT TO COMMITTEE PROPOSAL NO. 3

Proposed by Mr. Buckalew

I move that Committee Proposal No. 3 be amended as follows:

Strike first 5 sections and in lieu thereof insert

"Section 1. The power of initiative and referendum is reserved to the people. The legislature shall provide by law the necessary procedure to accomplish these purposes.

"Section 2. A valid initiative or referendum petition shall be signed by qualified electors equal to 15% of the number of votes cast for Governor in the preceding general election at which the Governor was chosen. The petition shall contain signatures of qualified electors resident in at least two-thirds of the election districts of the state. Neither the initiative nor referendum may be used as a means of making appropriations for public funds, nor for local or special legislation."

Change "6", page 3, line 2 to "3".

The President ruled that the amendment was not in order for the reason that Mr. McNealy's reconsideration of his vote on the amendment would not be acted on until the following day.

Mr. R. Rivers moved and asked unanimous consent for the adoption of the following amendment:

Page 1, Section 3, line 10, delete the words "authority reserved" and substitute the word "provisions".

There being no objection, it was so ordered.

Mr. V. Rivers moved and asked unanimous consent for the adoption of the following amendment:

Page 2, line 25, after the word "legislation" strike the balance of the line and on page 3, strike line 1 and insert in lieu thereof the following:

"The referendum shall not be applicable to such laws as are necessary for the immediate preservation of the public peace, health or safety and laws making appropriations for the current expenses of the State government and for the maintenance of public institutions."

Mr. Buckalew objected. Mr. Smith seconded.

The President declared a short recess.

AFTER RECESS

Mr. Buckalew called the attention of the delegates to the presence in the gallery of Mr. and Mrs. Ben Hitchcock of Caribou Creek.

Mr. R. Rivers moved to amend Mr. V. Rivers' amendment by striking all of the language after the word "safety" and asked unanimous consent. There being no objection it was so ordered.

After discussion by Mr. R. Rivers, Mr. Hellenthal, Mr. Barr, Mr. Cooper, Mr. Gray, Mrs. Sweeney, Mr. Taylor, Miss Awes, and Mr. McLaughlin, the question was called.

The question being "Shall Mr. V. Rivers' amendment as amended be adopted?", the roll was called with the following result:

Yeas: 40 - Armstrong, Awes, Barr, Boswell, Buckalew, Collins, Davis, Doogan, Emberg, H. Fischer, Harris, Hermann, Hinckel, Hurley, Johnson, King, Knight, Lee, Londborg, McLaughlin, McNees, Marston, Metcalf, Nolan, Nordale, Peratrovich, Riley, R. Rivers, V. Rivers, Rosswog, Smith, Stewart, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, Mr. President

Nays: 10 - Coghill, Cooper, Gray, Hellenthal, Kilcher, Laws, McNealy, Poulsen, Reader, Robertson

Absent: 5 - Cross, V. Fischer, Hilscher, McCutcheon, Nerland

and so the amendment was adopted.

Mr. Robertson moved the adoption of the following amendment:

Section 1, line 2, insert period after first word "laws" and delete remainder of lines 2 and 3. Mr. McNealy seconded.

Mr. Hinckel rose to a point of order that the amendment was out of order because it would in effect strike the initiative from the article.

The President stated that Mr. Hinckel's point of order was well taken and Mr. Robertson's amendment was declared out of order.

Mr. Buckalew requested a fifteen-minute recess. There being no objection, it was so ordered.

AFTER RECESS

Mr. White asked unanimous consent that the Journal for the thirty-sixth day be approved with the following corrections:

Page 10, paragraph 4, first line, insert "when" before "the convention" and "considered adjournment it" after "the convention".

There being no objection, it was so ordered.

Mr. Coghill requested the delegates to advise the number of copies of proposals needed prior to recess.

Miss Awes asked unanimous consent that the Convention revert to Committee reports. The being no objection, it was so ordered.

Committee Proposal No. 7, entitled PREAMBLE, ARTICLE ON DECLARATION OF RIGHTS AND ARTICLE ON HEALTH, EDUCATION AND WELFARE, was introduced, read the first time and referred to the Committee on Rules for assignment to the calendar.

Mr. Boswell moved and asked unanimous consent that time be provided on Monday for Committee Chairmen or some other designated committee member to give a brief explanation of their proposals for the benefit of the delegates holding hearings. There being no objection, it was so ordered.

Mr. Hinckel moved and asked unanimous consent for the adoption of the following amendment:

Insert after end of line 12, Section 3 the following:

"The legislature may provide by law for a procedure by which the sponsors of the initiative petition may withdraw the petition at any time prior to its submission to the people."

After discussion as to where the amendment should be inserted, Mr. Hinckel asked unanimous consent to withdraw his amendment. There being no objection, it was so ordered.

Without objection, the Convention reverted to Communications.

A letter addressed to Mr. McLaughlin, Chairman of the Committee on the Judiciary Branch, from Arthur T. Vanderbilt, Chief Justice of the Supreme Court of New Jersey, congratulating the Committee on the fine work done on its proposal, was read and ordered filed.

Miss Awes moved the adoption of the following amendment to Proposal No. 3:

Section 3, line 9, delete comma after referendum and insert period. Delete remainder of section. Mr. Buckalew seconded.

After discussion by Miss Awes, Mr. R. Rivers, Mr. Sundborg, Mr. Hinckel, Mr. Coghill, Mr. Gray, Miss Awes, Mr. Smith, Mr. R. Rivers, Mr. Buckalew, Mr. Barr, Mr. Kilcher, and Mr. Marston, Mr. Davis rose to a point of personal privilege to state that he didn't like the implication that anyone present did not have the interest of the people at heart.

The President stated that the record should show that everyone was looking out for the interests of the people.

Mrs. Sweeney moved and asked unanimous consent to divide the question. Mr. Buckalew seconded.

After discussion by Mr. Sundborg, Mrs. Sweeney and Mr. Hellenthal, the President declared a recess.

AFTER RECESS

Mrs. Sweeney asked unanimous consent to withdraw her motion. There being no objection, it was so ordered.

Mr. Sundborg moved and asked unanimous consent to amend Miss Awes' amendment by changing the word "section" to "sentence". There being no objection, it was so ordered.

Miss Awes moved the adoption of the following amendment:

Section 3, line 10, delete the words "No law shall be enacted to hamper, restrict or impair the exercise of powers reserved herein by the people."

Mr. Sundborg seconded.

Mr. Coghill moved to indefinitely postpone the amendment. Mr. Taylor seconded. Mr. Barr objected. Mr. Taylor requested a roll call.

After discussion by Mr. Hellenthal and Mr. Londborg, Mr. Sundborg moved and asked unanimous consent for the previous question. Mr. Coghill objected. Mr. Metcalf seconded. On voice vote the previous question was ordered.

The question being "Shall Miss Awes' amendment be indefinitely postponed?", the roll was called with the following result:

Yeas: 13 - Coghill, Collins, Emberg, King, Knight, Laws, Marston, Metcalf, Peratrovich, Smith, Sweeney, Taylor, VanderLeest.

Nays: 38 - Armstrong, Awes, Barr, Boswell, Buckalew, Cooper, Davis, Doogan, H. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Johnson, Kilcher, Lee, Londborg, McLaughlin, McNealy, McNees, Nolan, Nordale, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Stewart, Sundborg, Walsh, White, Wien, Mr. President.

Absent: 4 - Cross, V. Fischer, McCutcheon, Nerland

and so the motion failed.

The question being "Shall Miss Awes' amendment be adopted?", the roll was called with the following result:

Yeas: 32 - Armstrong, Awes, Barr, Boswell, Buckalew, Cooper, Davis, Doogan, H. Fischer, Harris, Hellenthal, Hermann, Hilscher, Hurley, Johnson, Lee, Londborg, McLaughlin, McNealy, Nolan, Poulsen, Reader, Riley, R. Rivers, Robertson, Rosswog, Stewart, Sundborg, Walsh, White, Wien, Mr. President

Nays: 19 - Coghill, Collins, Emberg, Gray, Hinckel, Kilcher, King, Knight, Laws, McNees, Marston, Metcalf, Nordale, Peratrovich, V. Rivers, Smith, Sweeney, Taylor, VanderLeest

Absent: 4 - Cross, V. Fischer, McCutcheon, Nerland

and so the amendment was adopted.

Mr. Barr moved the adoption of the following amendment:

Line 9, page 1, after word "referendum" add "No law shall be enacted to nullify the exercise of powers reserved herein by the people."

Mr. Taylor asked unanimous consent. Mr. R. Rivers objected.. Mr. Laws seconded.

Mr. R. Rivers suggested that the word "prevent" be substituted for the word "nullify". Mr. Barr agreed to the suggested amendment.

The question being "Shall Mr. Barr's amendment be adopted?", on voice vote the amendment failed.

Mr. Kilcher stated he had asked for a roll call before the President announced the result of the vote.

The President advised he had not heard the request for a roll call.

Mr. Sundborg moved that the rules be suspended and that the roll be called on the adoption of the amendment of Mr. Barr. Mr. Buckalew objected. Mr. Barr seconded.

The President stated he was not adverse to ordering a roll call.

Mr. Sundborg asked unanimous consent to withdraw his motion.

There being no objection, it was so ordered.

Mr. Riley objected to the calling of the roll to get the matter on the floor.

Mr. Nolan moved that the ruling of the Chair regarding the action on Mr. Barr's amendment be sustained. Mr. Armstrong seconded.

The question being "Shall the President be sustained?", the roll was called with the following result:

Yeas: 39 - Armstrong, Awes, Boswell, Cooper, Emberg, H. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Johnson, King, Lee, Londborg, McLaughlin, McNealy, McNees, Marston, Metcalf, Nolan, Nordale, Poulsen, Reader, Riley, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, White, Wien

Nays: 9 - Barr, Buckalew, Coghill, Collins, Davis, Knight,
Laws, Peratrovich, R. Rivers

Not voting: 3 - Doogan, Kilcher, Mr. President

Absent: 4 - Cross, V. Fischer, McCutcheon, Nerland

and so the President was sustained.

After discussion regarding delegates not voting on a question, Mr. Buckalew read Rule 30.

Mr. Harris moved the Convention adjourn until 9 a.m. Monday. Mr. V. Rivers seconded. Mr. Buckalew objected. Mr. Poulsen requested a roll call.

COMMITTEE ANNOUNCEMENTS

Mr. Rosswog announced a meeting of the Committee on Local Government on adjournment.

Mr. Coghill announced a meeting of the Committee on Administration on adjournment.

The question being "Shall the Convention adjourn until 9 a.m. Monday?", the roll was called with the following result:

Yeas: 17 - Armstrong, Barr, Collins, Harris, Johnson,
Londborg, McLaughlin, Marston, Nolan, Poulsen,
Reader, R. Rivers, V. Rivers, Robertson, Stewart,
Sweeney, Walsh.

Nays: 34 - Awes, Boswell, Buckalew, Coghill, Cooper, Davis,
Doogan, Emberg, H. Fischer, Gray, Hellenthal,
Hermann, Hilscher, Hinckel, Hurley, Kilcher,
King, Knight, Laws, Lee, McNealy, McNees, Metcalf,
Nordale, Peratrovich, Riley, Rosswog, Smith,
Sundborg, Taylor, VanderLeest, White, Wien, Mr.
President

Absent: 4 - Cross, V. Fischer, McCutcheon, Nerland

and so the motion failed.

Mr. Cooper moved and asked unanimous consent that no motion for adjournment be made until at least 5:45.

Mr. Riley rose to a point of order to state a motion for adjournment is always in order.

Mr. Kilcher moved for the adoption of the following amendment:

Section 3, strike first sentence.

Mr. Cooper objected. Mr. Smith seconded. On voice vote the motion failed.

Mr. Davis moved the adoption of the following amendment:

Section 4, as amended by R. Rivers, after word "general" on line 4 insert the following sentence: "The same procedure, so far as applicable, shall apply to referendum petitions."

Mr. Taylor asked unanimous consent for the adoption of the amendment. Mr. R. Rivers seconded. Mrs. Sweeney objected. On voice vote the amendment was adopted.

Mr. V. Rivers moved the adoption of the following amendment:

Section 4, amendment to R. Rivers amendment: change "two-thirds of the election districts of the State" to "one-half of the election districts of the State".

Mr. Smith seconded. Mr. Johnson objected. The roll was called with the following result:

Yeas: 26 - Awes, Coghill, Doogan, Emberg, H. Fischer, Gray, Harris, Hermann, Hilscher, Hinckel, Hurley, Kilcher, King, Knight, Lee, McNees, Marston, Nordale, Peratrovich, Riley, R. Rivers, V. Rivers, Smith, Stewart, Taylor, VanderLeest

Nays: 26 - Armstrong, Barr, Boswell, Buckalew, Collins, Cooper, Davis, V. Fischer, Hellenthal, Johnson, Laws, Londborg, McLaughlin, McNealy, Metcalf, Nolan, Poulsen, Reader, Robertson, Rosswog, Sundborg, Sweeney, Walsh, White, Wien, Mr. President

Absent: 3 - Cross, McCutcheon, Nerland

and so the amendment failed.

Mr. Buckalew moved the adoption of the following amendment:

Strike the entire sentence of R. Rivers' amendment beginning with "The petition shall, etc.," and add "The petition shall contain signatures of qualified electors resident in at least two-thirds of the election districts of the State." Miss Awes seconded. Mr. Buckalew asked unanimous consent for the adoption of the amendment. There being no objection, it was so ordered.

Mr. Robertson moved the adoption of the following amendment:

Section 4, page 2, lines 19, 20 and 21, strike the last sentence of Section 4. Mr. Poulsen seconded.

After Mr. Robertson, Mr. Sundborg, Mr. Smith, Mr. Marston and Mr. Hellenthal spoke the question was called. The roll was called with the following result:

Yeas: 7- Johnson, Laws, Londborg, McNealy, Poulsen, Reader, Robertson

Nays: 45- Armstrong, Awes, Barr, Boswell, Buckalew, Coghill, Collins, Cooper, Davis, Doogan, Emberg, H. Fischer, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Kilcher, King, Knight, Lee, McLaughlin, McNees, Marston, Metcalf, Nolan, Nordale, Peratrovich, Riley, R. Rivers, V. Rivers, Rosswog, Smith, Stewart, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, Mr. President.

Absent: 3-Cross, McCutcheon, Nerland
And so the amendment failed.

Mr. Hurley moved the adoption of the following amendment: Section 4, page 2, line 10, after the word "at" strike the balance of the line and strike line 11 to and including the word "of" and insert therefor "The first state election after".

Mr. R. Rivers asked for a short recess in line with Mr. Hurley's motion for a redraft of that portion of Section 4.

There being no objection, the Convention recessed.

AFTER RECESS

Mr. Hurley asked unanimous consent to withdraw his amendment. There being no objection, it was so ordered.

Mr. Hellenthal together with Mr. Smith, Mr. Davis, Mr. R. Rivers and Mr. Sundborg offered the following amendment:

"Page 2, lines 9 (beginning with the word "Laws") to 17 (ending with the word "sure") should be stricken and the following substituted:

"Laws proposed by the initiative shall be submitted to the voters by ballot title at the first statewide election which occurs more than one hundred twenty (120) days after adjournment of the legislative session following the filing of the initiative petition, unless the legislature at said session shall have enacted substantially the same measure. Questions

on referendum shall also be submitted to the voters by ballot title at the first statewide election occurring more than one hundred twenty (120) days after adjournment of the legislature which passed the law being referred."

Mrs. Sweeney moved the Convention adjourn until 9 a.m., Monday. Mr. Stewart seconded. The roll was called with the following result:

Yeas: 26 - Armstrong, Barr, Boswell, Collins, H. Fischer, Harris, Johnson, Knight, Laws, Londborg, McLaughlin, McNealy, Marston, Nolan, Poulsen, Reader, R. Rivers, V. Rivers, Robertson, Rosswog, Stewart, Sweeney, VanderLeest, Walsh, Wien

Nays: 27 - Awes, Buckalew, Coghill, Cooper, Davis, Doogan, Emberg, V. Fischer, Gray, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Kilcher, King, Lee, McNees, Metcalf, Nordale, Peratrovich, Riley, Smith, Sundborg, Taylor, White, Mr. President

Absent: 3 - Cross, McCutcheon, Nerland

and so the Convention did not adjourn.

Mr. Hellenthal asked that action on his amendment be held until Monday at which time copies would be available.

Mr. Hellenthal together with Mr. Buckalew offered the following amendment: Section 4, strike all words after "Governor" on lines 20 and 21.

Mr. Hellenthal moved the adoption of the amendment. Mr. Buckalew seconded. The roll was called with the following result:

Yeas: 29 - Armstrong, Awes, Boswell, Buckalew, V. Fischer, Hellenthal, Hermann, Hilscher, Johnson, Knight, Laws, Lee, Londborg, McLaughlin, McNealy, McNees, Nolan, Poulsen, Reader, Riley, Robertson, Rosswog, Sundborg, VanderLeest, Walsh, White, Mr. President

Nays: 25 - Barr, Coghill, Collins, Cooper, Davis, Doogan, Emberg, H. Fischer, Gray, Harris, Hinckel, Hurley, Kilcher, King, Marston, Metcalf, Nordale, Peratrovich, R. Rivers, V. Rivers, Smith, Stewart, Sweeney, Taylor, Wien

Absent: 3 - Cross, McCutcheon, Nerland

and so the amendment was adopted.

Mr. Sundborg moved that the Convention adjourn until 2 p.m., Sunday. Mr. V. Fischer seconded. Mr. Armstrong objected. The roll was called with the following result:

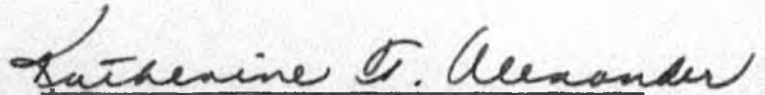
Yeas: 23 - Aves, Boswell, Buckalew, Coghill, Collins, Doogan, Emberg, V. Fischer, Gray, Hinckel, Hurley, Kilcher, Knight, McNees, Marston, Metcalf, Peratrovich, Riley, Smith, Sundborg, VanderLeest, White, Mr. President

Nays: 28 - Armstrong, Barr, Cooper, Davis, H. Fischer, Harris, Hellenenthal, Hermann, Hilscher, Johnson, King, Laws, Lee, Londborg, McLaughlin, McNealy, Nolan, Nordale, Poulsen, Reader, R. Rivers, V. Rivers, Robertson, Rosswog, Stewart, Sweeney, Walsh, Wien

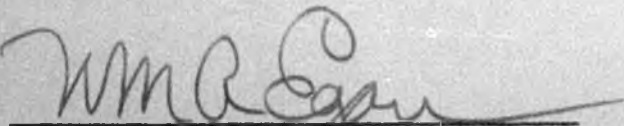
Absent: 4 - Cross, McCutcheon, Nerland

and so the Convention did not adjourn.

Mr. V. Rivers moved the Convention adjourn until 9:05 a.m., Monday. Mr. Robertson seconded. On voice vote the motion carried and the Convention adjourned until 9:05 a.m., Monday.


KATHERINE T. ALEXANDER
Chief Clerk

Attested:


WILLIAM A. EGAN
President

Constitutional Convention
Journal/31
Approved Jun. 7, 1956

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE THIRTY-NINTH CONVENTION DAY, Friday, December 16, 1955

The Convention was called to order at 9:05 o'clock a.m. by President Egan.

The Invocation was given by the Rev. Victor Alfsen of the Presbyterian Church of Fairbanks.

Roll call showed all members present except Mr. Robertson who was ill. The President declared a quorum to be present.

An invitation from the Business Administration Fraternity at the University of Alaska, inviting the delegates to attend the annual Christmas dance December 16, was read.

Mr. Rosswog reported that the Report of the Local Government Committee had been approved by the Committee and would be in the delegates' hands as soon as the staff could produce it.

Mr. Sundborg moved and asked unanimous consent for a ten-minute recess to allow the delegates to ~~organize~~ *organize* into committees for the purpose of working out the details of the recess hearings. There being no objection, it was so ordered.

AFTER RECESS

The President announced a meeting of Committee Chairmen at 12:30 o'clock p.m.

Mr. Rosswog announced a meeting of the Committee on Local Government at noon.

Mr. Smith announced a meeting of the Committee on Resources at noon.

Mr. Sundborg called the attention of the delegates to the progress chart prepared by Mr. Hurley's subcommittee of the Style and Drafting Committee.

Mr. Sundborg asked that the Convention hear reports from the delegates as to scheduled hearings.

Mr. Gray reported the Juneau hearings would be held on the 27th and 28th at 2 o'clock p.m., probably in the Senate Chambers.

Mr. V. Rivers reported that the Anchorage delegation had elected Mrs. Helen Fischer, Chairman and Miss Awes, secretary.

Mr. Boswell reported that he had been elected Chairman of the Fairbanks hearings and Mrs. Wien, secretary. The hearings were scheduled for the 28th or 29th.

Mr. Sundborg announced that Mr. Gray had been elected Chairman of the Juneau hearings.

Mr. Hurley announced that hearings would be held in Wasilla on the 21st, Palmer the 29th, Grange Hall the 27th, and at the Kiwanis the 22nd.

Mr. Smith announced the Ketchikan hearings would be held the 27th or 28th.

Mr. Hinckel reported the Kodiak hearings were scheduled for the 22nd at the Elks Club.

Mrs. Hermann reported Mr. McNees had been elected Chairman of the Nome hearings and she would act as secretary. The hearings would begin on the 28th.

Mr. Coghill reported the Nenana hearings would be held at the Civic Center at 8 o'clock p.m., the 27th.

Mr. Knight stated hearings would be held the 27th in the Sitka School auditorium.

Mr. Lee stated he would hold hearings in Petersburg on the 27th and 28th. He added that he planned to go to Kake at his own expense for a hearing.

Mr. Emberg reported he would hold hearings on the 27th and 28th at Dillingham. He added he hoped to go to Naknek, Egegik and Ugashik if the schedule permitted.

Mr. Metcalf reported the Seward hearings would be held December 23rd.

Mr. Rosswog announced the Cordova hearings were scheduled for the 27th or 28th.

Mr. Harris announced the Valdez hearings would be held the 27th or 28th.

Mr. King stated the Haines hearings had been established for the 27th.

Mr. Londborg stated he would hold hearings at the Unalakleet School on the 27th.

Mr. Kilcher stated he would hold hearings in Homer about the 28th.

Mr. Taylor asked unanimous consent to withdraw the amendments on the Clerk's desk to Committee Proposal No. 1.

The President announced the presence in the gallery of a group of the Fairbanks High School sophomores and freshmen and the Commissioner of Agriculture Mr. James E. Wilson.

Mr. R. Rivers stated that this would be the time for Mr. Kilcher to make his motion.

The President stated that the matter would be postponed at Mr. Kilcher's request.

The President referred Committee Proposal No. 1 to the Committee on Engrossment and Enrollment.

The President called for the second reading of Proposal No. 5.

Mr. Smith and Mrs. Sweeney rose to a point of information to inquire why the calendar had been changed and Proposal No. 5 placed ahead of Proposal No. 3.

The President announced a fifteen-minute recess.

AFTER RECESS

The President returned the wooden gavel borrowed from the Fairbanks High School to Mr. Dennis Cook, Vice President of the *student body* of the Fairbanks High School.

Mrs. Hermann, reporting for the Rules Committee, stated the Committee had reversed the position of the Proposals on the calendar and Committee Proposal No. 3 would be considered at this time.

Mr. Hurley asked unanimous consent to speak on a matter of personal privilege to state he believed that the Convention should go into Committee of the Whole to discuss the proposal before the amendments are submitted.

The President stated that although there was no motion before the Convention he would allow discussion of how to proceed for information purposes.

After discussion by Mr. Barr, Mr. V. Rivers, Mr. Hinckel, Mr. Sundborg and Mr. Kilcher, Mr. Sundborg moved and asked unanimous consent that the Convention proceed to consider Committee Proposal No. 3 by first having it read the second time and then resolving into a Committee of the Whole for a discussion of the proposal with the soundscribing to continue during the Committee of the Whole session and that a record be kept by the stenotypist; also in the beginning of the Committee of the Whole session the Chairman appoint one or more persons to prepare a report of the Committee of the Whole on what transpired in the Committee. Mr. Metcalf objected. Mr. Knight seconded.

The question being "Shall the Rules be suspended to follow the suggestion made by Mr. Sundborg?", the roll was called with the following result:

Yeas: 40 - Armstrong, Awes, Barr, Boswell, Buckalew, Coghill, Collins, Cross, Davis, Doogan, Emberg, H. Fischer, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hinckel, Hurley, Knight, Lee, Londborg, McCutcheon, McLaughlin, Marston, Nerland, Nordale, Peratrovich, V. Rivers, Rosswog, Smith, Stewart, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, Mr. President

Nays: 10 - Cooper, Johnson, Kilcher, Laws, McNealy, Metcalf, Nolan, Poulsen, Reader, R. Rivers

Absent: 5 - Hilscher, King, McNees, Riley, Robertson

and so the rules were suspended.

Mr. Smith moved and asked unanimous consent that the Convention stand at recess until 1:30 o'clock p.m. Mr. Sundborg objected. Mr. Marston seconded.

Mr. Smith explained that the Resources and Executive Committees had work to complete on their proposals and if they had a couple of hours they would be able to finish.

The question being "Shall the Convention recess until 1:30 o'clock p.m.?", the roll was called with the following result:

Yeas: 29 - Armstrong, Barr, Boswell, Coghill, Collins, Cross, Doogan, Emberg, Harris, Hellenthal, Johnson, Knight, Laws, Londborg, McLaughlin, Marston, Nerland, Nordale, Reader, R. Rivers, V. Rivers, Rosswog, Smith, Stewart, Sweeney, Walsh, White, Wien, Mr. President

Nays: 21 - Awes, Buckalew, Cooper, Davis, H. Fischer, V. Fischer, Gray, Hermann, Hinckel, Hurley, Kilcher, Lee, McCutcheon, McNealy, Metcalf, Nolan, Peratrovich, Poulsen, Stewart, Taylor, VanderLeest

Absent: 5 - Hilscher, King, McNees, Riley, Robertson

and so the Convention recessed until 1:30 o'clock p.m.

AFTER RECESS

another group The President announced that visitors in the gallery included ~~part of the~~ *students* sophomore and freshman ~~classes~~ of the Fairbanks High School.

Committee Proposal No. 3 was read the second time.

Mr. Smith asked unanimous consent to revert to the business of committee reports. There being no objection, it was so ordered.

Mr. Smith reported that the Article on Resources had been completed and would be available for all delegates before the recess for hearings.

Mr. Sundborg moved and asked unanimous consent that the Convention resolve itself into a Committee of the Whole to discuss Committee Proposal No. 3.

COMMITTEE OF THE WHOLE

The President asked Mr. R. Rivers to take the Chair.

Mr. Rivers appointed Mr. Sundborg, Mr. V. Rivers and Mrs. Nordale to record the proceedings of the Committee of the Whole.

REPORT OF THE COMMITTEE OF THE WHOLE

"Committee Report

COMMITTEE OF THE WHOLE - December 16, 1955

Ralph Rivers	(George Sundborg
Chairman	(Victor Rivers
	(Katherine Nordale
	Recording sub-committee

"The Committee of the Whole heard extended general discussion on Committee Proposal No. 3. During the discussion many members of the Committee on Direct Legislation, Amendment and Revision and various other delegates on the floor discussed the merits of the Initiative and Referendum.

"Roll call votes were taken on the following:

Shall the Committee recommend to the Convention that all reference to the Initiative in the proposal under consideration be stricken?

Motion FAILED

Shall the Committee recommend to the Convention that all reference to the Referendum in the proposal under consideration be stricken?

Motion FAILED

"The Committee then voted to rise and report the above findings to the Convention.

Respectfully submitted

/s/ Ralph J. Rivers

Ralph J. Rivers
Chairman
Committee of the Whole"

AFTER RECESS

Mr. Davis proposed the following amendment to Committee Proposal No. 3: Section 4, page 2, line 20, insert after the word "nor" the words "may it be". Mr. Sundborg asked unanimous consent for the adoption of the amendment. There being no objection, it was so ordered. ✓

Mr. Davis moved and asked unanimous consent for the adoption of the following amendment to Committee Proposal No. 3:

Section 5, page 2, line 24, insert a comma after the word "funds", delete the word "or" and insert "of" in lieu thereof, change the word "nor", the next to last word in the line, to "or". There being no objection, it was so ordered. ✓

Mr. Johnson moved the adoption of the following amendment to Section 4: Page 1, line 18, strike word "eight" at the end of the line and insert in lieu thereof the word "fifteen". Mr. McNealy seconded.

Mr. Sundborg, Mr. Londborg, Mr. Barr, Mr. Marston, Mr. Kilcher, Mr. Gray, Mr. V. Rivers, Mr. Taylor, Mr. Boswell, Mr. Hurley, Mr. Rosswog, Mr. Buckalew, Mr. Cooper, Mr. Hinckel, Mr. Hilscher and Mr. McNealy spoke on the amendment.

The question being "Shall Mr. Johnson's amendment be adopted?", the roll was called with the following result:

Yeas: 25 - Armstrong, Awes, Barr, Boswell, Buckalew, Cross, Doogan, V. Fischer, Gray, Hinckel, Johnson, Laws, Londborg, McCutcheon, McNealy, Nerland, Nolan, Poulsen, Reader, Rosswog, Sweeney, Walsh, White, Wien, Mr. President

Nays: 23 - Coghill, Collins, Cooper, Davis, Emberg, Harris, Hermann, Hilscher, Hurley, Kilcher, Knight, Lee, McLaughlin, McNees, Marston, Metcalf, Nordale, Peratrovich, R. Rivers, V. Rivers, Smith, Stewart, Taylor

Absent: 7 - H. Fischer, Hellenthal, King, Riley, Robertson, Sundborg, VanderLeest ✓

and so the amendment was adopted.

Mr. Buckalew called attention to the presence of Mr. George McNabb, member of the 21st Territorial Legislature.

Mr. V. Rivers rose to a point of order to state he believed it took a majority of all members to which the body is entitled to adopt an amendment.

The President declared a recess.

AFTER RECESS

The President announced that the amendment was adopted because a majority of the members present voted for the amendment. He further stated that he would like to call the attention of the body to Rule 49 which provides that a proposal in third reading and final passage must be adopted by a majority of all the members to which the Convention is entitled.

Mr. Davis pointed out that Rule 11 bears out the President's position on the point of order raised by Mr. V. Rivers.

Mr. Knight moved the Convention adjourn until 9 o'clock a.m., Saturday. Mr. Buckalew objected. Mr. Coghill seconded.

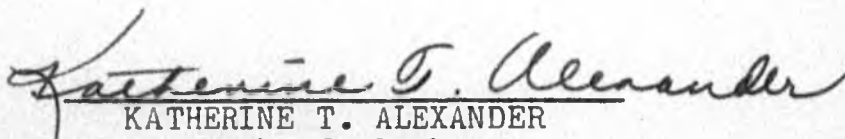
The question being "Shall the Convention adjourn until 9 o'clock a.m., Saturday?", the roll was called with the following result:

Yeas: 29 - Awes, Barr, Boswell, Coghill, Collins, Cross, Davis, Doogan, Hellenthal, Hilscher, Johnson, Knight, Laws, McLaughlin, McNees, Marston, Nerland, Nolan, Nordale, Poulsen, Reader, R. Rivers, V. Rivers, Smith, Stewart, Sweeney, Taylor, Walsh, Wien.

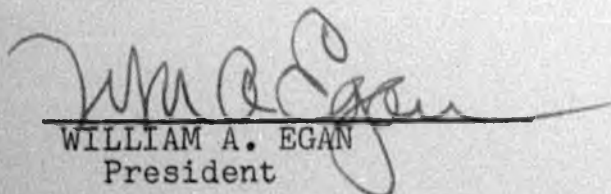
Nays: 17 - Armstrong, Buckalew, Cooper, Emberg, V. Fischer, Gray, Hermann, Hinckel, Hurley, Kilcher, Lee, McCutcheon, Metcalf, Peratrovich, Rosswog, Sundborg, Mr. President

Absent: 9 - H. Fischer, Harris, King, Londborg, McNealy, Riley, Robertson, Vanderleest, White

and so the Convention adjourned until 9 o'clock a.m., Saturday.


KATHERINE T. ALEXANDER
Chief Clerk

Attested:


WILLIAM A. EGAN
President

Constitutional Convention

Journal/30

Approved Jan. 7, 1956

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE THIRTY-EIGHTH CONVENTION DAY, Thursday, December 15, 1955

The Convention was called to order at 12 o'clock noon by President Egan.

The Invocation was given by ^{the Rev.} Robert Sheppard of the Church of the Nazarene.

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

The President announced that copies of the Convention keynote address "Let Us End American Colonialism!" by Ernest Gruening, were now available at the message center.

Mrs. Hermann stated that the address had been printed by the Alaska Statehood Committee for wide distribution.

The President stated that Mrs. Laura Jones's 8th grade class was present in the gallery at the invitation of the Convention. He introduced Miss Marjory Thomas, president of the class, who in turn introduced the members of her class.

Mrs. Nordale rose to a point of personal privilege to announce that Delegate Davis was celebrating his birthday. The delegates extended good wishes to Mr. Davis.

Mrs. Hermann asked unanimous consent that the Convention recess until 1:30 o'clock p.m. There being no objection, it was so ordered.

AFTER RECESS

A telegram from Lester Bronson of Nome stating that ^amajority ~~was~~ in favor of four divisions in Alaska as now existing was read and ordered filed.

An invitation from the University of Alaska music department regarding a concert to be held Friday, December 16, was read.

Mr. Riley asked if three or four members of the Resources Committee could be excused from the plenary session so work could be completed with the consultant, Mr. Ostrom, prior to his departure.

38th Day, Thursday, Dec. 15

The President granted Mr. Riley's request.

Mrs. Sweeney, Chairman of the Committee on Engrossment and Enrollment, reported that the Committee had compared the Engrossed copy of Committee Proposal No. 2 with the original and found it correctly engrossed.

Mr. McCutcheon reported that the Committee on Legislative Branch was submitting for the consideration of the Convention the matters which had been delegated to them in the form of Committee Proposal No. 5.

Committee Proposal No. 5 by the Committee on Legislative Branch, entitled LEGISLATIVE POWERS AND DUTIES, was introduced, read the first time and referred to the Committee on Rules for assignment to the calendar.

The President ordered Committee Proposal No. 2 referred to the Committee on Style and Drafting.

Mrs. Hermann rose to a point of privilege and at the request of Mr. R. Rivers and with the unanimous consent of the Convention, her remarks were ordered spread on the Journal as follows:

"HERMANN: I think it is particularly important that we of the Constitutional Convention pause a moment from our regular duties to recognize the fact that this is a very important anniversary in the history of America. This is the 164th anniversary of the ratification of the Bill of Rights which was accomplished in 1791 when the tenth of the thirteen states to whom it had been submitted finally ratified it. I was in hopes that our own Bill of Rights might make the floor on this day, and I am going to request that it be dated as of this day in commemoration of the fact that our national Bill of Rights was finally ratified as of this date.

I think we should turn back and remember some of the struggles of these early founding fathers as they sought to draft the Constitution and the subsequent Bill of Rights. Their condition was somewhat like ours, but it was also vastly different because they had no example upon which to found their work. They were without precedent. They did not have great universities spotting the land from which they could draw on the consultants and the advice that they had to give, as we have been able to do. They had literally nothing to guide them. They simply reached down into their own great hearts and souls and minds and produced the document that Gladstone was later to call the most remarkable document ever struck off by the mind of man. And then, not satisfied that it had given all the liberties and freedoms that we should have, it produced

the ten amendments that constitute the Bill of Rights, after some more years of struggling. There can be no doubt that there was dissention and compromise and frustration all through the course of writing that great Constitution and writing the Bill of Rights that followed after it. But the fact of the matter is that they did come up with a document that set up the principles of government for that Atlantic coastline of thirteen states. From there it became not a localized government, but it crossed the Alleghanies into the great region that was known as the Northwest Territory, on across the great plains, over the Rockies and the Cascades to the Pacific Ocean and northward to Alaska.

And so I think it is particularly important today that we who are assembled here at the site of the farthest north university under the American flag, in Constitution Hall, that may in time become as much of a shrine to Alaskans as Independence Hall has become to Americans, in a Convention that is writing the constitution for a state that may become the last state in this American Union, should take time and, in the presence of these boys and girls, who will probably be among those who will write future amendments to this constitution, rededicate ourselves wholly to the principles of government that made our American Constitution and our Bill of Rights the greatest charter of freedom that the world has ever known. I ask that we date our own Bill of Rights, which we are to produce at this time and for which we have had the example not only of our federal Constitution and the Constitution of our forty-eight states, including Hawaii, but also the help of great students of governmental matters, as of this day, in commemoration of the ratification of the Bill of Rights. We may, in this way, in all gratitude and reverence say, 'Thank God for a job well done in 1789 and 1791.'"

Miss Awes stated that the Committee on Preamble and Bill of Rights had completed its work and the proposal was being prepared for introduction and that in line with Mrs. Hermann's request the proposal was dated as of this date.

The President ordered that Proposal No. 7, Preamble and Bill of Rights, be dated December 15, 1955.

Mr. White rose to a point of order regarding Rule 44.

The President declared a short recess.

AFTER RECESS

The President declared a recess and requested that the Rules Committee meet with the Committee on Engrossment and Enrollment to clarify the question of second reading.

AFTER RECESS

Mrs. Sweeney asked unanimous consent that the report of the Committee on Engrossment and Enrollment be returned to the Committee at this time. There being no objection, it was so ordered.

Mr. Rosswog reported that the Rules Committee would like to recommend that in Rule 16 on the second to the last line after the word "proposal" delete "in completed form after" and replace with the words "as amended in". Mr. Rosswog moved and asked unanimous consent for the adoption of the change.

After discussion and explanation by the President, the change was adopted by unanimous consent.

Mr. White spoke on personal privilege regarding keeping a proposal in second reading.

Mr. White moved and asked unanimous consent that the Rules be suspended, that Committee Proposal No. 2 be withdrawn from the Committee on Engrossment and Enrollment and be continued in second reading until after the recess hearings and then placed on the calendar for further action under the rules of the Convention. Mr. Sundborg objected. Mr. Coghill seconded.

Mr. V. Rivers stated that he believed he had requested that the proposal be continued in second reading at an earlier plenary session.

The President declared a recess so the record could be checked.

AFTER RECESS

The Chief Clerk read from the Journal of the thirty-fifth day the following:

"Mr. V. Rivers asked whether Committee Proposal No. 2 would still be in second reading.

"The President stated he believed the Proposal would be in second reading through the Committee on Engrossment and Enrollment."

The President stated this matter had been taken up with the Rules Committee and it was the ruling of the Committee that as soon as a proposal had been referred to the Committee on Engrossment and Enrollment no more amendments could be considered and adopted by a majority vote.

Mr. White moved and asked unanimous consent to withdraw his motion. There being no objection, it was so ordered.

Mr. White moved and asked unanimous consent that when Committee Proposal No. 2 is reported by the Committee on Engrossment and

Enrollment that it still be considered in second reading for purpose of amendment. Mr. Davis objected. Mr. White moved. Mr. Knight seconded.

After discussion, the President asked Mr. Peratrovich to take the Chair.

The President stated that because he had not had it clearly in mind regarding the status of a proposal after it was referred to the Committee on Engrossment and Enrollment and possibly many of the delegates were of the same feeling, he would have to support Mr. White's motion in this particular case.

After discussion by Mr. Davis, Mr. White, Mr. Fischer, and Mr. Doogan, Mr. Johnson inquired whether the motion would take a two-thirds vote.

Mr. Peratrovich asked the President to take the Chair.

The President stated that since the motion was a suspension of the rules it would take a two-thirds vote to carry.

The question being "Shall Mr. White's motion be adopted?", the roll was called with the following result:

Yeas: 19 - Armstrong, Barr, Coghill, Emberg, Harris, Hurley, Kilcher, Londborg, McNealy, Nerland, Peratrovich, Poulsen, Reader, R. Rivers, V. Rivers, Smith, Sweeney, White, Mr. President.

Nays: 32 - Awes, Buckalew, Collins, Cooper, Cross, Davis, Doogan, H. Fischer, V. Fischer, Gray, Hellenthal, Hermann, Hilscher, Hinckel, Johnson, King, Knight, Laws, Lee, McCutcheon, McLaughlin, McNees, Marston, Metcalf, Nolan, Nordale, Robertson, Rosswog, Sundborg, VanderLeest, Walsh, Wien

Absent: 4 - Boswell, Riley, Stewart, Taylor
and so the motion failed.

Mr. Johnson moved for a recess. Mr. Buckalew objected. Mr. Barr seconded. On voice vote the motion carried.

AFTER RECESS

Proposal No. 1 was considered again. Mr. V. Rivers' motion offered December 13 was before the Convention.

After Mr. Peratrovich, Mr. Sundborg and Mr. Marston spoke against the amendment, the question was called.

The question being "Shall Mr. V. Rivers amendment be adopted?" the roll was called with the following result:

Yeas: 10 - Hinckel, Johnson, Laws, Londborg, Metcalf, Nerland, Reader, R. Rivers, V. Rivers, Robertson

Nays: 40 - Armstrong, Awes, Barr, Buckalew, Coghill, Collins, Cooper, Cross, Davis, Doogan, Emberg, H. Fischer, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hurley, Kilcher, King, Knight, Lee, McCutcheon, McLaughlin, McNealy, McNees, Marston, Nolan, Nordale, Peratrovich, Poulsen, Rosswog, Smith, Sundborg, Sweeney, VanderLeest, Walsh, Wien, Mr. President.

Absent 5 - Boswell, Riley, Stewart, Taylor, White and so the amendment failed.

Mr. Buckalew moved the adoption of the following amendment to Section 3:

Page 2, lines 10 and 11, strike all language down through word "mind" and insert following: "No person who is non compos mentis". Mr. Barr objected. Mr. McNealy seconded.

After discussion by Mr. McLaughlin, Mr. Davis, Mr. Buckalew, Mr. Hellenthal, Mr. Londborg, Mr. Fischer and Mr. Barr, the President declared a recess.

AFTER RECESS

Mr. Sundborg stated that Mr. Buckalew had agreed to permit the withdrawal of his amendment so that another amendment could be substituted, and in accordance with that agreement, Mr. Sundborg moved and asked unanimous consent for the withdrawal of Mr. Buckalew's amendment. There being no objection, it was so ordered.

Mr. Sundborg moved and asked unanimous consent for the adoption of the following amendment:

Section 3. Strike lines 10, 11, 12, and 13 and insert in lieu thereof the following:

"Section 3. No person convicted of a felony involving moral turpitude, unless pardoned and restored to his civil rights, and no person judicially determined to be of unsound mind, until the disability is removed, shall be"

Mrs. Hermann seconded.

Mr. Hellenthal moved to amend the amendment by striking

"involving moral turpitude" after the word "felony". Mr. Sundborg objected. Mr. Kilcher seconded.

After discussion by Mr. Buckalew, Mr. Davis, Mr. Kilcher and Mr. Gray, the question was called. On voice vote the amendment to the amendment failed.

Mr. Kilcher moved to amend the amendment by striking the words "until the disability is removed". Mr. Lee seconded. On voice vote the amendment to the amendment failed.

The question being "Shall Mr. Sundborg's amendment be adopted?", on voice vote the amendment was adopted.

Mr. Metcalf moved the adoption of the following amendment:

Add Section 6. "Provided further that the legal age of persons qualified to vote shall be permanently established by referendum vote of the people at the time this constitution is submitted for ratification by the people." Mr. Sundborg seconded.

Mr. McCutcheon stated he believed this amendment should be included in the transitional measures.

The President stated he was unable to decide whether the amendment was in order and referred the matter to the Rules Committee.

The President declared a short recess.

AFTER RECESS

Mr. Riley, Chairman of the Rules Committee, reported that the Rules Committee had found the amendment out of order.

The President ruled Mr. Metcalf's amendment out of order.

Mr. Metcalf moved the adoption of the following amendment:

Page 1, line 2, after the word "years" insert "unless otherwise determined by a referendum vote of the electors at the time this constitution is submitted for ratification,". Mr. Coghill objected. Mr. Hinckel seconded.

The question being "Shall Mr. Metcalf's amendment be adopted?", the roll was called with the following result:

Yeas: 12 - Armstrong, Barr, Collins, Hinckel, Johnson, Laws, Londborg, McNealy, Metcalf, Nolan, Reader, Robertson

Nays: 39 - Awes, Buckalew, Coghill, Cooper, Cross, Davis, Doogan, Emberg, H. Fischer, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hurley, Kilcher, King,

Knight, Lee, McCutcheon, McLaughlin, McNees, Marston, Nerland, Nordale, Peratrovich, Poulsen, Riley, R. Rivers, V. Rivers, Rosswog, Smith, Sundborg, Sweeney, VanderLeest, Walsh, Wien, Mr. President.

Absent: 4 - Boswell, Stewart, Taylor, White.

and so the amendment failed.

Mrs. Hermann moved the adoption of the following amendment:

Section 2, page 2, line 7, strike the word "that" and insert "the manner of determining", add period after "elections" and strike the rest of the sentence. Mr. Riley seconded.

After discussion by Mrs. Hermann, Mr. Hellenthal, Mr. Sundborg and Mr. R. Rivers, Mr. Riley asked for a two minute recess. There being no objection, it was so ordered.

AFTER RECESS

Mr. R. Rivers moved to amend Mrs. Hermann's amendment by adding at the end thereof the following:

"which shall include the right of appeal to a court of competent jurisdiction." Mr. Knight seconded. Mrs. Hermann accepted the amendment and it was ordered adopted.

The question being "Shall the amendment as amended be adopted?", on voice vote the motion carried.

Miss Awes moved the adoption of the following amendment:

Strike Section 5 and substitute the following: "Section 5. Secrecy of voting shall be preserved." Mr. Buckalew seconded. On voice vote the amendment was adopted.

Mr. Fischer moved the adoption of the following amendment:

In the amended language of the last sentence of Section 1, after the year "1924" insert the following: "and meet the residence requirements of this section". Mr. Hellenthal asked unanimous consent. There being no objection, it was so ordered.

Mr. Barr moved the adoption of the following amendment:

Strike Section 2. Mr. McCutcheon objected. Mr. Laws seconded.

After discussion by Mr. Barr, Mr. Sundborg, Mr. McCutcheon and Mr. Robertson the question was called. On voice vote the amendment failed.

Mr. Londborg moved the adoption of the following amendment:

Page 2, Section 3, strike "judicially determined to be of unsound mind" and insert after the word "person" the following: "found, in manner provided by law, to be of unsound mind." Mr. Buckalew seconded. On voice vote the amendment failed.

Mr. Kilcher asked unanimous consent if as general practice the President would entertain a motion to the effect that a certain proposal would be forwarded to the Committee on Engrossment and Enrollment.

Mr. McCutcheon stated that this was the prerogative of the Chair.

The President stated that Mr. Kilcher would have to offer a new rule.

Mr. McCutcheon objected and read Rule 61.

The President asked Mr. Kilcher to hold his motion until later.

Mr. Davis stated that the time for Mr. Kilcher's motion was when the Convention had finished considering all amendments to Proposal No. 1.

Mr. Harris moved to adjourn until 9 o'clock a.m. Friday. Mr. Robertson seconded.

The President called for Committee announcements.

Mr. Hellenthal announced a meeting of the Committee on Suffrage, Elections and Apportionment at 8 ~~p.m.~~ o'clock p.m., at Apt. 1009 Polaris.

On voice vote the motion to adjourn failed.

Mr. Coghill moved to adjourn until 9:05 o'clock a.m. Since no other business had been considered, Mr. Coghill's motion was out of order.

Mrs. Hermann spoke on a matter of personal privilege to congratulate the Committee on Judiciary for having met its target date in the submission of its article.

Mr. V. Fischer spoke on a matter of personal privilege to state that most of the Committees have finished their work and the proposals were being put in final form and it was not the Committees' fault that the formal reports were not in the hands of the delegates.

The President rose to a point of personal privilege to congratulate the Committee Chairmen for the long hours spent on Committee work and for the excellent work being done.

Mr. Davis stated he would like to move that Committee Proposal No. 1 be referred to the Committee on Engrossment and Enrollment.

Mr. Sundborg rose to a point of order to state he believed Mr. Kilcher wanted to make a motion before that was ordered.

Mr. R. Rivers rose to a point of order to state he believed there were some amendments on the Clerk's desk.

Mr. Hellenthal stated that the amendments were Mr. Taylor's and he believed the matter had been taken care of by action on similar amendments this date.

Mr. Barr stated that he believed Mr. Davis's motion was out of order because it was up to the President to move the proposals along in accordance with the rules of the Convention.

Mr. Egan stated that Mr. Barr was correct and that he had advised Mr. Kilcher that he would let him make his motion to amend the permanent rules as soon as all action of amending Proposal No. 1 had been completed.

Mr. Sundborg moved and asked unanimous consent that Committee Proposal No. 1 be continued in second reading.

Mr. Buckalew objected. Mr. McNealy seconded.

On voice vote the motion failed.

Mr. Gray moved that the Convention adjourn until 9:05 o'clock a.m., Friday. Mr. V. Rivers seconded. The roll was called with the following result:

Yeas: 29 - Armstrong, Awes, Barr, Coghill, Collins, Cross, H. Fischer, Gray, Harris, Hellenthal, Johnson, King, Knight, Laws, Londborg, McLaughlin, McNealy, Nolan, Reader, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Sweeney, VanderLeest, Walsh, White, Wien

Nays: 23 - Buckalew, Cooper, Davis, Doogan, Emberg, V. Fischer, Hermann, Helscher, Hinckel, Hurley, Kilcher, Lee, McCutcheon, McNees, Marston,

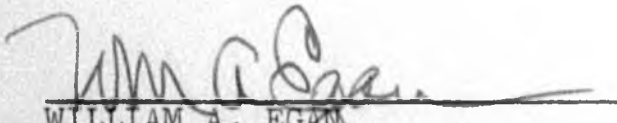
Metcalf, Nerland, Nordale, Peratrovich, Poulsen,
Riley, Sundborg, Mr. President.

Absent: 3 - Boswell, Stewart, Taylor

and so the Convention adjourned.


KATHERINE T. ALEXANDER
Chief Clerk

Attested:


WILLIAM A. EGAN
President

Constitutional Convention
Journal/29
Approved Jun. 7, 1956

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL FOR THE THIRTY-SEVENTH CONVENTION DAY, Wednesday, December 14, 1955

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

The Invocation was given by Chaplain Swaff^aer of Ladd Air Force Base. At the request of Mr. Hilscher and Mr. Marston and with the unanimous consent of the Convention the prayer offered by the chaplain was ordered spread on the Journal, as follows:

"Almighty God, Creator of our universe, we invoke the blessing of Thy spirit on this assembly today. Bless each one with creativeness of mind, with uprightness of purpose and spirit, Amen."

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

Mr. Doogan moved and asked unanimous consent for the approval of the Journal of the thirty-second day, subject to the following correction: page 3, paragraph 3, change "first" to "second". There being no objection, it was so ordered.

Mr. Doogan moved and asked unanimous consent for the approval of the Journal for the thirty-third day subject to the following correction: page 4, insert "o'clock p.m." after "12:15". There being no objection, it was so ordered.

Mr. King introduced Dr. Ira N. Gabrielson of the Wildlife Institute in Washington, D. C., who was granted privilege of the floor to speak on wildlife resources.

At the conclusion of his remarks, Mr. Barr and Mr. Taylor addressed questions to Dr. Gabrielson.

Mr. Smith introduced Mr. Arthur W. Greeley, Regional Forester of the U. S. Forest Service in Alaska, and with the unanimous consent of the Convention Mr. Greeley was granted the privilege of the floor to speak briefly.

Mr. Cross, Chairman of the Committee on Resolutions and Recommendations, submitted a report containing Committee Proposal No. 4.

Committee Proposal No. 4, by Committee on Recommendations and Resolutions, entitled LOCATION OF STATE CAPITAL, AND PROCEDURE FOR CHANGE THEREOF, was introduced, read the first time and referred to the Committee on Rules for assignment to the calendar.

Delegate Proposal No. 43, by Mr. Metcalf, entitled BILL OF RIGHTS, was introduced, read the first time and referred to the Committee on Preamble and Bill of Rights.

The following announcements of committee meetings were made:

Committee on Resources on recess; Committee on Suffrage, Elections and Apportionment ten minutes following recess; Preamble and Bill of Rights on recess; Finances on recess; Local Government at 10:30 o'clock a.m.; Ordinances on recess.

The President declared a short recess so that the Committee Chairmen could get together to arrange committee meetings.

AFTER RECESS

Mr. Johnson moved that the Convention adjourn until 1:30 o'clock p.m., Thursday, subject to Committee announcements.

Mr. V. Rivers announced a meeting of the Committee on the Executive Branch at 2 o'clock p.m.

Mr. Hellenthal objected to the motion for adjournment. Mr. Johnson asked unanimous consent. Mr. Robertson seconded.

Mr. Hellenthal moved to amend the motion for adjournment to read "8 o'clock p.m. for plenary session". Mr. Barr objected. Mr. Metcalf seconded.

Mr. R. Rivers suggested that adjournment be until 12 o'clock noon to simplify the arrangement for meeting the 8th grade students who are to be guests of the delegates at luncheon.

Mr. Rosswog announced a meeting of the Committee on Local Government at 9 o'clock a.m.

Mr. Taylor rose to a point of order to state that Mr. Hellenthal's motion to amend was out of order.

The President declared a short recess.

AFTER RECESS

Mr. Metcalf inquired whether all the Committee proposals would be submitted by the end of the week in order that the delegates would have copies to take home.

The President announced that this was the reason for the need of the longer adjournment to give the committees time to finish their work.

The President stated that he had allowed discussion on the motion to adjourn even though it was not debatable and at this time called for the question. The question being "Shall the Convention adjourn until 12 o'clock noon, Thursday?", on voice vote the Convention adjourned.

KATHERINE T. ALEXANDER
Chief Clerk

Attested:

WILLIAM A. EGAN
President

Constitutional Convention

Journal/28

Approved Dec. 17, 1955

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE THIRTY-SIXTH CONVENTION DAY, Tuesday, December 13, 1955

The Convention was called to order by President Egan at 9:05 o'clock a.m.

The Invocation was given by the Rev. B. P. Wilson of the Assembly of God Church of Fairbanks.

Roll call showed all members present except Mr. R. Rivers, who was absent because of illness. The President declared that a quorum was present.

The President stated that the delegates should make it a matter of practice to call up their own amendments to avoid any confusion as to which amendment was placed on the Secretary's desk first.

Mr. Coghill moved and asked unanimous consent that letters be written to Mr. Frank Whaley and Col. Farrell expressing thanks for the opportunity given the delegates to view the films presented the previous evening, and that a letter also be written to the Dean of the School of Mines, Mr. Earl Beistline, for the use of the Mines Building. There being no objection, it was so ordered.

Mr. Barr moved and asked unanimous consent that Rule 38 be referred to the Rules Committee for further study and possible change.

The President stated that after reading the rule he had come to the conclusion that even though several delegates might put their names on an amendment the only person who would be entitled to speak last would be the maker of the motion to adopt the amendment.

Mr. Barr withdrew his motion to refer Rule 38 to the Rules Committee.

Committee Proposal No. 1 was considered again.

The President stated that Mr. McNealy's reconsideration of his vote of the previous day was before the Convention.

Mr. McNealy moved to reconsider his vote on Mr. Robertson's, Mr. White's and Mr. Taylor's amendment at this time. Mr. Johnson seconded.

36th Day, Tuesday, Dec. 13

Mr. Johnson spoke on the amendment.

Mr. Riley stated that the Convention should be operating under a suspension of Rule 33 to debate the motion.

The President stated that Mr. Riley was correct and that Mr. Johnson was out of order.

Mr. Hurley moved and asked unanimous consent that the Rules be suspended so as to permit debate on the motion. There being no objection, it was so ordered.

Mr. Hellenthal spoke on the amendment.

Mrs. Sweeney requested a short recess.

AFTER RECESS

The President announced that members of the Junior Class of the Fairbanks High School were present in the gallery.

After Mr. White, Mr. Buckalew, Mr. Gray, Mr. Metcalf, Mrs. Hermann and Mr. McLaughlin spoke the President declared a short recess.

AFTER RECESS

Mr. Marston, Mr. Barr, Mr. Metcalf and Mr. McNealy spoke on the amendment. Mr. McCutcheon rose to a point of order on remarks made by Mr. McNealy regarding racial prejudice in Georgia.

The President ruled that the question of racial prejudice had nothing to do with the question on the floor.

Mr. Barr rose to a point of order to appeal the ruling of the Chair. Mrs. Hermann and Mr. Taylor stated they believed Mr. McNealy was in order.

The President referred the matter to the Rules Committee and declared a recess.

AFTER RECESS

Mr. Riley, Chairman of the Rules Committee, reported that the Rules Committee was of the opinion that Mr. McNealy was not out of order.

The President stated that the finding of the Rules Committee would be the ruling of the Chair.

Mr. McNealy continued. Mr. Hinckel, Mr. Coghill, Mrs. Wien, Mr. McNees and Mr. V. Fischer spoke.

Mr. Harris moved the previous question. Mr. Davis seconded. The question being "Shall the previous question be ordered?", the roll was called with the following result:

- Yeas: 27 - Awes, Barr, Coghill, Collins, Cross, Davis, H. Fischer, Harris, Hellenthal, Hilscher, Hinckel, Kilcher, King, Knight, McLaughlin, McNealy, Marston, Nerland, Nolan, Nordale, Peratrovich, Poulsen, Rosswog, Stewart, Taylor, VanderLeest, Wien
- Nays: 27 - Armstrong, Boswell, Buckalew, Cooper, Doogan, Emberg, V. Fischer, Gray, Hermann, Hurley, Johnson, Laws, Lee, Londborg, McCutcheon, McNees, Metcalf, Reader, Riley, V. Rivers, Robertson, Smith, Sundborg, Sweeney, Walsh, White, Mr. President
- Absent: 1 - R. Rivers

and so the previous question was not ordered.

After Mr. Emberg, Mr. White, Mr. Metcalf, Mr. Robertson, Mr. V. Rivers, Mr. McCutcheon and Mr. Londborg spoke, Mr. Metcalf moved the previous question.

There being no second, Mr. Fischer spoke again as did Mr. Londborg.

There being no further debate, the question was called.

The question being "Shall the amendment offered by Mr. Robertson, Mr. White and Mr. Taylor be adopted?", the roll was called with the following result:

- Yeas: 23 - Armstrong, Awes, Barr, Boswell, Collins, Cooper, Doogan, Hinckel, Johnson, King, Knight, Laws, Londborg, McNealy, Metcalf, Nolan, Reader, Robertson, Sweeney, Taylor, Walsh, White, Wien
- Nays: 31 - Buckalew, Coghill, Cross, Davis, Emberg, H. Fischer, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hurley, Kilcher, Lee, McCutcheon, McLaughlin, McNees, Marston, Nerland, Nordale, Peratrovich, Poulsen, Riley, V. Rivers, Rosswog, Smith, Stewart, Sundborg, VanderLeest, Mr. President.
- Absent: 1 - R. Rivers

and so the amendment failed.

Mr. Riley moved for a two-minute recess. There being no objection, it was so ordered.

AFTER RECESS

Mr. Cooper asked unanimous consent for and was granted personal privilege of the floor to discuss Rule 38.

The President stated that he realized that the delegates were only entitled to speak twice on an issue, but that there were many times delegates rose merely to ask questions and this was not counted.

Mr. Robertson moved the adoption of the following amendment to Section 1 of Proposal No. 1: Line 9, delete "or" and insert "and". Mr. Metcalf seconded.

After Mr. Robertson, Mr. Marston, Mr. Peratrovich, Mr. Coghill, Mr. Smith, Mr. Stewart, Mr. V. Rivers, Mr. Londborg, Mr. Buckalew, Mr. Metcalf, Mr. Cross and Mrs. Nordale spoke on the amendment, Mr. Johnson requested a roll call.

The question being "Shall Mr. Robertson's amendment be adopted?", the roll was called with the following result:

Yeas: 18 - Armstrong, Barr, Collins, Cooper, Hinckel, Hurley, Johnson, Laws, Londborg, Metcalf, Nerland, Reader, V. Rivers, Robertson, Sweeney, Taylor, Walsh, Mr. President

Nays: 36 - Awes, Boswell, Buckalew, Coghill, Cross, Davis, Doogan, Emberg, H. Fischer, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Kilcher, King, Knight, Lee, McCutcheon, McLaughlin, McNealy, McNees, Marston, Nolan, Nordale, Peratrovich, Poulsen, Riley, Rosswog, Smith, Stewart, Sundborg, VanderLeest, White, Wien

Absent: 1 - R. Rivers

and so the amendment failed.

Mrs. Hermann moved that Committee Proposal No. 1 be referred to committee for specific amendment. Mrs. Sweeney seconded.

Mr. Taylor stated he had a motion to present which might accomplish what Mrs. Hermann desired.

Mrs. Hermann stated that the reason behind her motion was that she felt the matter in Section 1 was properly a legislative matter and not a constitutional matter.

Mrs. Hermann asked unanimous consent that with the consent of her second she be allowed to withdraw her motion. There being no objection, it was so ordered.

The President declared a short recess.

AFTER RECESS

Mr. Riley moved that the Convention recess until 1:30 o'clock p.m. for the purpose of Committee meetings. Mr. McCutcheon objected. Mr. Coghill seconded.

COMMITTEE ANNOUNCEMENTS

The following Committee meetings to be held during recess were announced: Preamble and Bill of Rights, Local Government, Resources, Resolutions and Recommendations, Finance, Executive, Subcommittee on Apportionment.

In answer to a question from Mr. McLaughlin, the President announced a meeting of the Committee Chairmen at 1 o'clock p.m.

The question being "Shall the Convention recess until 1:30 o'clock p.m.?", the roll was called with the following result:

Yeas: 36 - Armstrong, Barr, Boswell, Buckalew, Coghill, Collins, Cross, Davis, Doogan, Emberg, Gray, Hilscher, Hinckel, Hurley, King, Knight, Laws, Lee, Londborg, McLaughlin, McNealy, Marston, Nerland, Nordale, Peratrovich, Poulsen, Reader, Riley, Rosswog, Smith, Stewart, VanderLeest, Walsh, White, Wien, Mr. President

Nays: 18 - Awes, Cooper, H. Fischer, V. Fischer, Harris, Hellenthal, Hermann, Johnson, Kilcher, McCutcheon, McNees, Metcalf, Nolan, V. Rivers, Robertson, Sundborg, Sweeney, Taylor

Absent: 1 - R. Rivers

and so the Convention recessed.

AFTER RECESS

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

Strike Sections 1, 2 and 3 and insert in lieu thereof, Section 1 which shall read as follows: "Section 1. The legislature of the State may provide by law the age and qualifications of voters of the State."

Mr. Coghill objected. Mr. Taylor moved. Mr. Metcalf seconded.

Mr. Hellenthal, Mr. McNees, Mr. Taylor, Mr. Riley, Mrs. Hermann, Mr. White and Mr. Buckalew spoke on the amendment.

On voice vote the motion failed.

Mr. Metcalf moved the adoption of the following amendment to Section 1:

Page 1, line 12, beginning after the comma following the word "only" insert the following: "And shall have reached their legal majority for purposes of being sued in State courts on actions of contract." Mr. Robertson seconded. On voice vote the motion failed.

Mr. Hinckel moved the adoption of the following amendment to Section 1:

Substitute the following for Section 1: "Every citizen of the United States, having other qualifications prescribed by law, shall be qualified to vote in any State or local election."

Mr. McLaughlin rose to a point of order to state he believed the motion out of order on the grounds that this amendment was similar to the one Mr. Taylor had proposed which had been defeated.

Mrs. Hermann seconded Mr. Hinckel's motion.

The President declared the motion out of order.

Mrs. Hermann moved the adoption of the following amendment to Committee Proposal No. 1: Add to Section 1 the following: "The right of secrecy of ballot shall be preserved." Mr. McNealy seconded. ✓

Mr. Fischer stated he believed the amendment should more properly be to Section 4 which deals with elections.

Mrs. Hermann by unanimous consent amended her motion to read: add "Section 5. The right of secrecy of ballot shall be preserved." On voice vote the amendment was adopted.

Mr. Johnson moved the adoption of the following amendment to Section 4: Line 16, page 2, strike the word "second" at beginning of line and insert the word "first", after the word "Tuesday" add the following: "after the first Monday", strike the word "October" and insert the word "November". Mr. Metcalf seconded.

After Mr. Johnson, Mr. McCutcheon, Mr. Hellenthal, Mr. Sundborg, Mr. Barr, Mr. Coghill, Mr. Taylor had spoken, Mr. Londborg requested a short recess. There being no objection, it was so ordered.

AFTER RECESS

Mr. Sundborg and Mr. Emberg spoke on the amendment. On voice vote the amendment failed.

Mr. V. Fischer moved and asked unanimous consent for the adoption of the following amendment to Section 4: page 2, lines 16 and 17 delete the words "and every second year thereafter on the same day" and substitute "of every even numbered year". Mr. Johnson objected. Mr. Sundborg seconded.

After Mrs. Hermann, Mr. Hellenthal and Mr. Sundborg spoke, the question was called. On voice vote the amendment was adopted. ✓

Mrs. Sweeney moved the adoption of the following amendment to Section 1: Page 1, line 2, change "19" to "20".

Mr. Sundborg rose to a point of order to state that the amendment was out of order because the Convention had already acted on this.

The President ruled the amendment out of order.

Mr. Taylor moved to suspend the rules so that the amendment could be considered. Mr. Buckalew objected. Mrs. Sweeney seconded.

The President declared a recess.

AFTER RECESS

The question being "Shall the rules be suspended?", the roll was called with the following result:

Yeas: 33 - Armstrong, Barr, Boswell, Collins, Cooper, Doogan, Gray, Hellenthal, Hermann, Hinckel, Hurley, Johnson, King, Knight, Laws, Londborg, McNealy, Metcalf, Nolan, Nordale, Reader, Riley, Robertson, Smith, Stewart, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, Mr. President

Nays: 21 - Awes, Buckalew, Coghill, Cross, Davis, Emberg, H. Fischer, V. Fischer, Harris, Hilscher, Kilcher, Lee, McCutcheon, McLaughlin, McNees, Marston, Nerland, Peratrovich, Poulsen, V. Rivers, Rosswog

Absent: 1 - R. Rivers

and so the rules were not suspended.

Mr. Knight moved the adoption of the following amendment to Section 2, and asked unanimous consent: Page 2, line 3, delete the figure "2,500" and insert the figure "1,000".

Mr. McCutcheon objected. Mr. Buckalew seconded.

Mr. Cooper moved and asked unanimous consent to amend Mr. Knight's amendment by putting a period after "registration". Mr. McCutcheon objected.

Mr. Hurley rose to a point of order that the amendment was out of order because it changed the content of Mr. Cooper's amendment.

The President stated that Mr. Hurley's point of order was well taken.

Mr. Riley stated that perhaps Mr. Knight would withdraw his original amendment since he had agreed to Mr. Cooper's amendment.

Mr. Knight asked unanimous consent to withdraw his amendment. There being no objection, it was so ordered.

Mr. Cooper asked unanimous consent for a recess. There being no objection, it was so ordered.

AFTER RECESS

Mr. Cooper yielded to Mr. White who had an amendment with which he agreed.

Mr. White moved and asked unanimous consent for the adoption of the following amendment to Section 2: Lines 2 and 3 delete the words "in municipalities with populations over 2,500". Mr. McCutcheon objected. Mr. Cooper seconded.

Mr. V. Fischer stated that if this amendment were adopted he would propose that an ordinance be adopted which would specify that all those who vote at the first state election shall be automatically put upon the permanent registration list of the state.

Mr. Taylor moved to amend Mr. White's amendment by changing "shall" to "may" in line 1.

The President ruled the amendment out of order because it involved material not under consideration.

The question being "Shall Mr. White's amendment be adopted?", the roll was called with the following result:

Yeas: 29 - Awes, Boswell, Cooper, Davis, Doogan, H. Fischer, V. Fischer, Gray, Hinckel, Hurley, Johnson, King, Knight, Laws, Lee, Nerland, Nolan, Nordale, Poulsen, Reader, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sundborg, Sweeney, VanderLeest, White

Nays: 25 - Armstrong, Barr, Buckalew, Coghill, Collins, Cross, Emberg, Harris, Hellenthal, Hermann, Hilscher, Kilcher, Londborg, McCutcheon, McLaughlin, McNealy, McNees, Marston, Metcalf, Peratrovich, Riley, Taylor, Walsh, Wien, Mr. President

Absent: 1 - R. Rivers

and so the amendment was adopted. ✓

Mr. Taylor asked unanimous consent for the adoption of the amendment which had been ruled out of order earlier. Mr. Fischer objected. Mr. Gray seconded.

After Mrs. Nordale, Mr. Gray, Mr. Peratrovich, Miss Awes, Mr. Knight, Mr. McLaughlin, Mr. McNealy, Mr. V. Fischer and Mr. Cooper spoke, Mr. Harris moved for a fifteen minute recess. Mr. Coghill objected. Mrs. Sweeney seconded. On voice vote the motion carried.

AFTER RECESS

Mr. Coghill rose to a point of personal privilege to call attention to the amount of work at hand and need to get proposals out of Committees for action before recess.

Mr. Coghill moved and asked unanimous consent that the Convention adjourn at 4 o'clock p.m. after completion of action on the matter at hand and convene at 1:30 o'clock p.m., Wednesday, and asked unanimous consent.

Mrs. Hermann requested an amendment so that it would read until Thursday morning.

Mr. Sundborg, Mrs. Hermann, Mr. V. Rivers, Mr. Hellenthal, Mr. King and Mr. Marston spoke on personal privilege on the subject of committee work and plenary sessions.

Mrs. Hermann withdrew her amendment. Mr. Coghill withdrew his motion.

Mr. Boswell moved that, *when* the Convention, *considered adjournment it* adjourn until 9 o'clock a.m., Wednesday, have a short plenary session to hear Dr. Ira N. Gabrielson and then adjourn until 1:30 o'clock p.m., Thursday. Mr. Buckalew seconded. There being no objection, it was so ordered.

The question being "Shall Mr. Taylor's amendment be adopted?", the roll was called with the following result:

Yeas: 38 - Armstrong, Awes, Boswell, Buckalew, Coghill, Collins, Cross, Davis, Emberg, H. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hurley, Kilcher, King, Lee, McCutcheon, McLaughlin, McNealy, Marston, Metcalf, Nerland, Nolan, Nordale, Peratrovich, Riley, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sundborg, Taylor, VanderLeest, Walsh

Nays: 16 - Barr, Cooper, Doogan, V. Fischer, Hinckel, Johnson, Knight, Laws, Londborg, McNees, Poulsen, Reader, Sweeney, White, Wien, Mr. President

Absent: 1 - R. Rivers

and so the amendment was adopted. ✓

Mr. V. Rivers moved and asked unanimous consent for the adoption of the following amendment to Section 1:

Page 1, line 16, after the word "voted" strike the balance of lines 16 and 17 and insert in lieu thereof "in Alaska prior to its becoming a State".

Mr. Fischer objected. Mr. McCutcheon seconded.

Mr. Hellenthal asked unanimous consent for a recess. There being no objection, it was so ordered.

AFTER RECESS

Mr. V. Rivers asked unanimous consent to withdraw his amendment with the understanding the matter will be taken care of in transitory provisions. There being no objection, it was so ordered.

Mr. Hellenthal moved and asked unanimous consent that the last sentence of Section 1 be deleted and the following be substituted in its place to be included in the transitory provisions: "Those citizens who legally voted in the general election of November 4, 1924, shall not be deprived of their voting rights by any provision of this section of the constitution."

Mr. McCutcheon rose to a point of order to state that Mr. Hellenthal's motion was out of order because it was a compound motion and the motion should merely be to strike the sentence and substitute another.

The President stated that he believed that was what Mr. Hellenthal intended.

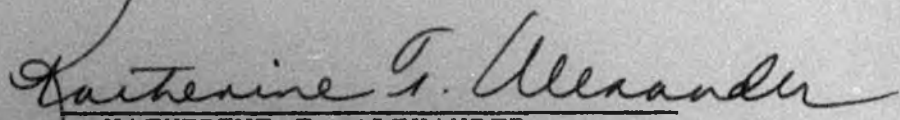
Mr. Hellenthal moved and asked unanimous consent that the last sentence of Section 1 be stricken and the following sentence substituted in its place: "Those citizens who legally voted in the general election of November 4, 1924, shall not be deprived of their voting rights by any provision of this section of the constitution." Mr. Cooper objected. Mr. Gray seconded. ✓

After Mr. Fischer, Mr. Davis, Mr. Cooper, Mr. Hellenthal and Mr. Sundborg spoke, the amendment was ordered adopted by voice vote.

Mr. V. Rivers moved and asked unanimous consent for the adoption of the following amendment to Section 1:


Page 1, line 9, after the words "votes and" strike the balance of the line, strike lines 10 and 11 and the first part of line 12 up to and including "only, and" and on line 15 after "election." insert the following line "Additional qualifications may be established by law." Mr. Buckalew objected. Mr. Knight seconded.

Mr. McLaughlin moved and asked unanimous consent that the Convention adjourn until 9 a.m., Wednesday. Mr. V. Rivers seconded. There being no objection, it was so ordered.



KATHERINE T. ALEXANDER
Chief Clerk

Attested:


WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL FOR THE THIRTY-FIFTH CONVENTION DAY, Monday, December 12, 1955

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

The Invocation was given by Mr. Armstrong.

Roll call showed all present except Mrs. Fischer, who was absent because of illness. *The President declared a quorum present.*

Mr. Knight asked unanimous consent for the approval of the Journal of the thirty-first day, subject to the following corrections: page 1, sixth paragraph insert "Mr." before "Charles"; page 4, fifth paragraph change "from" to "of"; page 4, eighth paragraph insert "S.L.A. 1955" after "46"; page 5, paragraph 10 change "rules" to "ruled". There being no objection, it was so ordered.

COMMUNICATIONS

A letter from the Republican Women's Club of Anchorage opposing the adoption of the "Tennessee Plan" by the Convention, was received and referred to the Committee on Ordinances.

MW.
An invitation from ^WWalter J. Hickel inviting the delegates to attend the opening of the Fairbanks Traveler's Inn, December 17 at 1:30 p.m., was read.

A report of the Committee on Direct Legislation, Amendment and Revision presenting a proposed Article on Direct Legislation and an Article on Amendment and Revision, both incorporated in a Committee Proposal, was received.

INTRODUCTION AND FIRST READING OF PROPOSALS

Committee Proposal No. 3 by Committee on Direct Legislation, Amendment and Revision entitled INITIATIVE, REFERENDUM AND RECALL, AMENDMENT AND REVISION was introduced, read the first time and referred to the Committee on Rules for placement on the calendar.

Mr. Marston asked that the record show that he would not be entitled to compensation for travel or per diem since he had received word from the people at Spenard that they did not wish to have hearings.

The President appointed Mrs. Sweeney, Mr. R. Rivers and Mr. Kilcher to the Committee on Engrossment and Enrollment.

35th Day, Monday, Dec. 12

Mr. Coghill announced that the Alaska Visitors Association film would be shown at 7:00 p.m. in the Mines Building.

Mr. Walsh read comments by Delegate E. L. Bartlett, Governor B. Frank Heintzleman and Dr. Patty on the merits of the film.

Mr. McNees moved that the Convention stay organized until 6 o'clock and attend the film at 7 p.m.

Mr. Smith asked and was granted permission to be absent after 3:30 o'clock.

The President asked Mr. McNees to withhold his motion.

Mr. V. Rivers announced there would be a meeting of the Executive Committee at 3 o'clock if time permitted.

Mr. Smith announced a meeting of the Resources Committee on schedule if time is available.

Mr. Rosswog stated the Local Government Committee would meet at the regular hour if time permitted.

Miss Awes stated the Bill of Rights Committee would like to meet if time permitted.

Mr. V. Rivers stated action should be taken to divide the work between plenary sessions and committee work.

Mr. McNees withdrew his motion regarding attending the film showing.

The President announced that the AVA film would be shown at 7 o'clock and asked all delegates who could to attend.

Committee Proposal No. 2 was considered again in second reading.

Mr. Cooper asked unanimous consent to withdraw the pending proposed amendment to his original motion to amend. There being no objection, it was so ordered.

Mr. Cooper then asked unanimous consent to withdraw his original motion to amend. There being no objection, it was so ordered.

The President announced that 56 members of the senior class of the Fairbanks High School were in the gallery.

Mr. Cooper moved and asked unanimous consent for the adoption of the following amendment:

Section 7, page 3, line 2, after the word "state"

delete the rest of the section and substitute the following, "and possess such other qualifications as may be prescribed by law."

Mr. Johnson objected. Mr. White seconded.

After Mr. R. Rivers, Mr. McNees, Mr. Barr, Mr. Kilcher, Mr. Cooper and Mr. Marston spoke, Mr. Johnson stated that he believed the amendment was out of order because he believed the matter had been acted on previously.

The President stated that in his opinion the amendment was in order because it incorporated new material.

After Mr. R. Rivers, Mr. Johnson, Mr. Taylor and Mr. McLaughlin spoke, Mr. Hellenthal asked Mr. Taylor through the President if the amendment failed whether he would favor an amendment to add "and such further eligibility qualifications as the legislature may prescribe" at the end of Section 7. Mr. Taylor's reply was in the negative.

After Mr. Gray, Mr. Metcalf, Mr. McNealy and Mrs. Hermann spoke, Mr. Davis asked Mr. Cooper through the President, if he would consent to amend his amendment by changing the word "other" to "additional". Mr. Cooper accepted the suggestion. Mr. Hurley asked unanimous consent for the adoption of the amendment to the amendment. There being no objection, it was so ordered.

After Mr. V. Rivers, Mr. Coghill, Mr. Rosswog, Mr. Robertson and Mr. Hilscher spoke, Mr. Hellenthal asked whether he could direct a question to Mr. Robertson regarding proposing an amendment if Mr. Cooper's amendment failed.

Mr. Buckalew rose to a point of order to state that he thought Mr. Hellenthal out of order to direct questions regarding the offering of amendments to delegates.

The President stated that Mr. Buckalew's point of order was well taken and ruled Mr. Hellenthal out of order.

After Mr. McCutcheon, Mr. Johnson, Mr. Kilcher, Mr. Barr and Mr. Fischer spoke, Mr. McNees moved the previous question.

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

AFTER RECESS

There being no further debate, the President called for the question. The question being, "Shall Mr. Cooper's amendment be adopted?", Mr. Johnson requested a roll call. The roll was called with the following result:

Yeas: 32 - Awes, Buckalew, Cooper, Cross, Davis, Emberg,

V. Fischer, Hermann, Hilscher, Hinckel, Hurley, Kilcher, Lee, Londborg, McNealy, McNees, Marston, Nerland, Nordale, Peratrovich, Poulsen, Reader, Riley, R. Rivers, Rosswog, Smith, Stewart, Sundborg, VanderLeest, White, Wien, Mr. President.

Nays: 21 - Armstrong, Barr, Boswell, Coghill, Collins, Gray, Harris, Hellenthal, Johnson, King, Knight, Laws, McCutcheon, McLaughlin, Metcalf, Nolan, V. Rivers, Robertson, Sweeney, Taylor, Walsh

Absent: 2 - Doogan, H. Fischer

And so the amendment was adopted.

Mr. Hinckel asked to withdraw a motion proposed by him at Friday's session. The President ruled that since the motion had only been read and not moved or seconded it was not before the body.

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

Section 5, page 2, line 6, after the words "rejection by the voters" delete the words "of the State". There being no objection, the amendment was adopted.

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

AFTER RECESS

The President announced that members of the Board of Governors of the Alaska Bar Association were present in the gallery and called particular attention to the fact that the President of the ABA, Mr. Mike Monagle, was present.

Mr. Hurley, Mr. Sundborg, Mr. White and Mr. Fischer directed questions to the Chairman of the Committee on the Judiciary Branch regarding Section 9.

After Mr. Sundborg, Mr. V. Rivers, Mr. Hurley and Mr. Smith had directed questions to the Chairman of the Committee on the Judiciary Branch regarding Section 10, Mr. Fischer moved and asked unanimous consent for the adoption of the following amendment:

Section 10, page 3, line 22, strike comma after "article", substitute a period and strike the remainder of the sentence.

Mr. Johnson objected. Mr. Coghill seconded.

Mr. Fischer, Mr. Taylor, Mr. Cooper and Mr. McLaughlin spoke on the amendment.

During Mr. Londborg's comments, Mr. Coghill rose to a point of order to state that Mr. Londborg was not speaking on the subject at hand, namely the motion to amend. The President ruled that Mr. Coghill was correct.

After Mr. Davis, Mrs. Nordale and Mr. Hellenthal spoke, there being no further debate, the question was called for. Mr. Metcalf called for a roll call. The question being "Shall Mr. Fischer's amendment be adopted?", the roll was called with the following result:

Yeas: 26 - Armstrong, Boswell, Coghill, Collins, Cooper, Cross, Davis, V. Fischer, Hellenthal, Hilscher, Hurley, Kilcher, Knight, Lee, Marston, Nordale, Peratrovich, Poulsen, Reader, Riley, R. Rivers, Rosswog, Sundborg, Sweeney, VanderLeest, White

Nays: 27 - Awes, Barr, Buckalew, Emberg, Gray, Harris, Hermann, Hinckel, Johnson, King, Laws, Londborg, McCutcheon, McLaughlin, McNealy, McNees, Metcalf, Nerland, Nolan, V. Rivers, Robertson, Smith, Stewart, Taylor, Walsh, Wien, Mr. President

Absent: 2 - Doogan, H. Fischer

and so the amendment failed.

Mr. Sundborg moved and asked unanimous consent for the adoption of the following amendment to Section 10:

Section 10, page 3, line 22, strike the words "the Senate" and insert in lieu thereof the following: "a majority of the members of the Legislature in joint session assembled".

Mr. Johnson objected. Mr. McNees seconded.

After Mr. Sundborg, Mr. Hilscher, Mr. Barr, Mr. R. Rivers, Mr. McNees and Mrs. Hermann spoke, there being no further debate, the question was called. The question being "Shall Mr. Sundborg's amendment be adopted?", the roll was called with the following result:

Yeas: 28 - Armstrong, Buckalew, Collins, Cooper, Davis, Emberg, V. Fischer, Hellenthal, Hilscher, Hinckel, Hurley, Kilcher, Lee, McCutcheon, McNealy, McNees, Marston, Nordale, Peratrovich, Poulsen, Reader, Riley, Smith, Stewart, Sundborg, VanderLeest, White, Mr. President

Nays: 25 - Awes, Barr, Boswell, Coghill, Cross, Gray, Harris, Hermann, Johnson, King, Knight, Laws, Londborg,

McLaughlin, Metcalf, Nerland, Nolan, R. Rivers,
V. Rivers, Robertson, Rosswog, Sweeney, Taylor,
Walsh, Wien

Absent: 2 - Doogan, H. Fischer

and so the amendment was adopted.

Mr. Coghill moved and asked unanimous consent for the adoption of the following amendment:

Section 10, page 3, line 18, after the word "bar" insert a comma and add the following: "subject to confirmation by the Legislature in joint session assembled".

Mr. Buckalew objected. Mr. Kilcher seconded.

Mr. Sundborg moved to change Mr. Coghill's motion to read, on line 22 after the word "article" change the comma to a period and insert "both attorney and non-attorney members shall be".

Mr. Coghill asked unanimous consent to withdraw his original motion. Mr. Riley objected since that would nullify action previously taken and if Mr. Coghill's motion were adopted Mr. Sundborg's suggestion could be taken care of by the Committee on Style and Drafting.

Mr. Sundborg withdrew his motion.

After Mr. McLaughlin, Mr. R. Rivers and Mr. Coghill spoke, the question was called and Mr. Robertson requested a roll call.

The question being "Shall Mr. Coghill's amendment be adopted?", the roll was called with the following result:

Yeas: 4 - Coghill, Kilcher, Londborg, Mr. President

Nays: 49 - Armstrong, Awes, Barr, Boswell, Buckalew, Collins, Cooper, Cross, Davis, Emberg, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Johnson, King, Knight, Laws, Lee, McCutcheon, McLaughlin, McNealy, McNees, Marston, Metcalf, Nerland, Nolan, Nordale, Peratrovich, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, White, Wien.

Absent: 2 - Doogan, H. Fischer

and so the amendment failed.

Mr. Taylor moved and asked unanimous consent that the following amendment be adopted:

Section 7, page 3, line 2, after word "State" strike the balance of the Section and insert "for at least three years and have been residents of the State for at least three years next preceding their respective nominations; provided, that additional qualifications may be prescribed by law".

Mr. Sundborg objected. Mr. Metcalf seconded.

After Mr. Taylor and Mr. McNees spoke on the amendment, Mr. Marston spoke. Mr. Taylor rose to a point of order to state that Mr. Marston was not speaking on the subject. The President ruled Mr. Taylor was correct and that Mr. Marston was out of order.

After Mr. Barr spoke, the question was called for and Mr. McCutcheon called for a roll call.

The question being "Shall Mr. Taylor's motion be adopted?", the roll was called with the following result:

Yeas: 20 - Armstrong, Barr, Boswell, Coghill, Cross, Gray, Harris, Hellenthal, Johnson, King, Laws, McCutcheon, Metcalf, Nolan, R. Rivers, V. Rivers, Robertson, Sweeney, Taylor, Walsh

Nays: 33 - Awes, Buckalew, Collins, Cooper, Davis, Emberg, V. Fischer, Hermann, Hilscher, Hinckel, Hurley, Kilcher, Knight, Lee, Londborg, McLaughlin, McNealy, McNees, Marston, Nerland, Nordale, Peratrovich, Poulsen, Reader, Riley, Rosswog, Smith, Stewart, Sundborg, VanderLeest, White, Wien, Mr. President

Absent: 2 - Doogan, H. Fischer

and so the amendment failed.

Mr. Hellenthal asked unanimous consent for the adoption of the following amendment: Section 11, lines 5 and 6, page 4, strike the word "ex officio".

Mr. R. Rivers objected. Mr. Hellenthal moved. Mr. McNees seconded.

Mr. Hellenthal asked unanimous consent to amend his amendment by inserting the word "voting" before the word "member" on line 6. Mr. Taylor objected.

The President declared a recess.

AFTER RECESS

Mr. Hellenthal asked unanimous consent to withdraw his original motion. There being no objection, it was so ordered.

Mr. Hellenthal moved the adoption of the following amendment to Section 11: Page 4, line 6, insert the word "voting" before the word "member". Mr. McNeese seconded.

of whether spelled out by adding "the voting"
"at officis" needed to be
The President asked if there was any objection to referring the matter to the Rules Committee with the request that they confer with the members of the Committee on the Judiciary Branch. There being no objection, it was so ordered.

Mr. V. Rivers directed a question to Mr. McLaughlin through the President as to whether the Judiciary Council would make a study of the establishment of other courts. Mr. McLaughlin's reply was in the affirmative.

Mr. Hellenthal asked unanimous consent that Section 15 be amended as follows: Page 5, line 24, insert the word "temporary" prior to the word "special". Mr. R. Rivers objected.

Mr. Hellenthal moved to amend Section 15 as follows: Page 5, line 24, substitute the word "temporary" for the word "special". Mr. Davis objected. Mr. Poulsen seconded.

After discussion by Mr. Gray, Mr. Hellenthal, Mr. Kilcher and Mr. Davis, the question was called. On voice vote the amendment failed.

Mr. Taylor moved the adoption of the following amendment to Section 15: Page 5, line 22, strike the words "at the age of 70". Mr. Hellenthal seconded. On voice vote the motion failed.

Mrs. Wien moved and asked unanimous consent that the Convention recess until 1:30 o'clock p.m.

COMMITTEE ANNOUNCEMENTS

Mr. Sundborg announced a meeting of the Committee on Style and Drafting at 12:15 o'clock p.m.

Miss Awes announced a meeting of the Committee on Preamble and Bill of Rights at 12:45 o'clock p.m.

Mr. Riley announced a meeting of the Committee on Rules with the Committee on the Judiciary Branch during the recess.

Mr. Nerland called a brief meeting of the Committee on Finance on recess.

Mr. McNealy called a meeting of the Committee on Ordinances at 12:15 o'clock p.m.

There being no objection, the Convention recessed until 1:30 o'clock p.m.

AFTER RECESS

The President announced that members of the senior class of the Fairbanks High School were present in the gallery.

A letter from the Northwestern Alaska Chamber of Commerce at Nome, regarding the Judiciary article, expressing opposition to the combining of the second and fourth judicial divisions, was read.

Mr. Taylor asked that the Chief Clerk advise the Chamber of Commerce that the Judiciary Article did not contain the proposal to which they were opposed.

The President called upon the Chairman of the Committee on the Judiciary Branch who stated he had already advised the Chamber of Commerce of this fact.

Mr. Riley reported that the Rules Committee had considered the matter of the use of the word "ex officio" and believed there was no verbal hazard as used in Section 11, but stated however, the Committee would like to have more time to look into the matter and would report before the proposal was out of second reading.

The President stated the matter would be deferred until a proper understanding could be reached.

Mr. McNees moved the adoption of the following amendment to Section 19 and asked unanimous consent:

Page 7, line 2, delete all of line 2 and insert the following: "meeting in joint session".

Mr. Buckalew objected. Mr. Hurley seconded.

Mr. Riley, Mr. Sundborg, Mr. R. Rivers, Mr. McCutcheon, Mr. Taylor, Mr. Kilcher, Mr. Johnson, Mr. Buckalew, Mr. McLaughlin, Mrs. Sweeney, Mrs. Hermann, Mr. Hurley and Mrs. Nordale spoke on the amendment. On voice vote the amendment failed.

Mr. Buckalew moved the adoption of the following amendment to Section 19: Page 6, line 25, after the word "court" strike the comma and insert a period and delete the remainder of the sentence.

Mr. McCutcheon seconded. Mr. Taylor asked unanimous consent. Mr. V. Rivers objected.

The question being "Shall Mr. Buckalew's amendment be adopted?", the roll was called with the following result:

Yeas: 13 - Awes, Buckalew, Coghill, V. Fischer, Hermann, Hinckel, Hurley, McCutcheon, McNees, Sundborg, Taylor, VanderLeest, White

Nays: 41 - Armstrong, Barr, Boswell, Collins, Cooper, Cross, Davis, Doogan, Emberg, Gray, Harris, Hellenthal, Hilscher, Johnson, Kilcher, King, Knight, Laws, Lee, Londborg, McLaughlin, McNealy, Marston, Metcalf, Nerland, Nolan, Nordale, Peratrovich, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sweeney, Walsh, Wien, Mr. President

Absent: 1 - H. Fischer

and so the amendment failed.

Mr. McLaughlin moved the adoption of the following amendment: add Section 21, "Judicial divisions shall be established by law." Mr. Robertson seconded.

The President declared a recess.

AFTER RECESS

Mr. McLaughlin moved to amend his amendment to add a marginal heading "Judicial Districts" and to change "divisions" to "districts". Mr. Taylor asked unanimous consent. Mr. R. Rivers objected. Mr. Johnson seconded.

After Mr. McCutcheon, Mr. McLaughlin, Mr. R. Rivers, Mr. Davis, Mr. Taylor, Mr. Johnson and Mr. V. Rivers spoke on the amendment to the amendment, the question was called. On voice vote the amendment to the amendment was adopted.

Mr. Sundborg moved and asked unanimous consent for the adoption of the following amendment to the amendment:

Section 21, after the word "established", strike the balance of the section and insert "by the Supreme Court, subject to change by the Legislature in the manner provided in Section 19".

Mr. Johnson objected. Mr. White seconded.

After Mr. Sundborg, Mr. Taylor and Mr. R. Rivers spoke, the question was called.

The question being "Shall Mr. Sundborg's amendment to the amendment be adopted?", the roll was called with the following result:

Yeas: 23 - Buckalew, Coghill, Cooper, Cross, Davis, Doogan, Emberg, V. Fischer, Gray, Hilscher, Lee, McCutcheon, McNees, Marston, Nordale, Peratrovich, V. Rivers, Rosswog, Sundborg, Taylor, VanderLeest, White, Mr. President

Nays: 31 - Armstrong, Awes, Barr, Boswell, Collins, Harris, Hellenthal, Hermann, Hinckel, Hurley, Johnson, Kilcher, King, Knight, Laws, Londborg, McLaughlin, McNealy, Metcalf, Nerland, Nolan, Poulsen, Reader, Riley, R. Rivers, Robertson, Smith, Stewart, Sweeney, Walsh, Wien

Absent: 1 - H. Fischer

and so the amendment to the amendment failed.

The question being "Shall Mr. McLaughlin's amendment be adopted?", on voice vote the amendment was adopted.

insert -
Mr. V. Rivers moved that the Convention adjourn until 9 o'clock a.m. Tuesday morning.

The President called for Committee announcements.

Miss Awes called a meeting of the Committee on Preamble and Bill of Rights on adjournment.

Mr. Smith called a meeting of the Committee on Resources on adjournment.

Mr. Hellenthal announced a meeting of the Committee on Suffrage on adjournment.

Mr. Rosswog announced a meeting of the Committee on Local Government at 4 o'clock p.m.

Mr. Nerland announced a meeting of the Committee on Finance for 3:10 o'clock p.m.

The President announced that Mrs. Jones's class had been sent a letter to visit the Convention on Thursday, December 15.

Mr. V. Rivers asked whether C.P. No. 2 would still be in second reading.

The President stated he believed the proposal would be in second reading through the Committee on Engrossments & Enrollments.

Mr. V. Rivers asked unanimous consent that the Convention adjourn until 9 o'clock a.m. on Tuesday. Mr. Taylor objected. Mr. Stewart seconded. On voice vote the motion failed.

Mr. Coghill moved that the Convention recess for 20 minutes. Mr. Sundborg asked if Mr. Coghill would amend his motion to recess until 4:30 o'clock p.m. Mr. Taylor objected. Mr. Sundborg moved. Mr. Riley seconded. On voice vote the motion failed.

Mr. Gray moved and asked unanimous consent that the Convention recess until 3:30 o'clock p.m. There being no objection, it was so ordered.

AFTER RECESS

The President announced that the opinion of the Attorney General regarding the recess would be available the next day.

The President referred Committee Proposal No. 2 to the Committee on Engrossment and Enrollment and stated that when reported back by that Committee the Proposal would be referred to the Committee on Style and Drafting.

Mrs. Hermann directed a question to the Chairman of the Committee on the Judiciary Branch through the President regarding proposals of the Judiciary Branch. The Chairman stated that Committee Proposal No. 2 was the only proposal the Committee would have.

Committee Proposal No. 1 was read the second time.

Mr. Johnson moved the adoption of the following amendment to Section 1: Line 9, page 1, strike the word "or", insert a comma after the word "read" and after the word "speak" insert the following "and write". Mr. Robertson seconded.

After Mr. Barr, Mr. Gray, Mr. Cooper, Mr. Hellenthal, Mr. R. Rivers, Mr. Peratrovich, Mr. Marston, Mr. Johnson, Miss Awes, Mrs. Hermann, Mr. Kilcher, Mr. Robertson and Mr. Londborg spoke on the amendment, the question was called. Mr. Johnson requested a roll call.

The question being "Shall Mr. Johnson's amendment be adopted?", the roll was called with the following result:

Yeas:	11 - Boswell, Collins, Cooper, Johnson, Laws, Londborg, Nerland, Reader, Robertson, Sweeney, Walsh
Nays:	42 - Armstrong, Awes, Barr, Buckalew, Coghill, Cross, Davis, Doogan, Emberg, V. Fischer, Gray, Harris,

Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Kilcher, King, Knight, Lee, McCutcheon, McLaughlin, McNealy, McNees, Marston, Metcalf, Nolan, Nordale, Peratrovich, Poulsen, Riley, R. Rivers, V. Rivers, Rosswog, Stewart, Sundborg, Taylor, VanderLeest, White, Wien, Mr. President

Absent: 2 - H. Fischer, Smith

and so the amendment failed.

Mr. Fischer offered the following amendment to Section 1:

Line 2, page 1, strike the number "20" and substitute the number "18".

Mr. V. Rivers and Mr. Sundborg asked that since they had submitted identical amendments their names be on the amendment. Mr. Fischer did not object, so it was ordered. Mr. Fischer moved the adoption of the amendment. Mr. Gray objected. Mr. Coghill seconded.

Mr. Fischer, Mr. Coghill, Mr. Marston, Mr. Sundborg, Mr. Taylor, Mrs. Hermann, Mr. Metcalf, Mr. V. Rivers, Mr. White, Mr. Londborg, Mr. Harris, Mr. Robertson, Mr. Buckalew, Mr. McNees and Mr. Armstrong spoke on the amendment.

The President declared a recess.

AFTER RECESS

After Mrs. Wien, Mr. Barr, Mr. Boswell, Mr. Kilcher, Mr. Hurley, Mr. Metcalf, Mr. Hellenthal, Mr. McNealy, Mr. Nerland, Mr. Coghill, Mr. McLaughlin, Mr. White and Mr. Gray spoke, Mr. Coghill moved the previous question. Mr. Robertson seconded. Mr. Coghill withdrew his motion to give Mr. Fischer a chance to close the argument. Mr. V. Rivers also spoke again.

The question being "Shall the amendment offered by Mr. Fischer, Mr. V. Rivers and Mr. Sundborg be adopted?", the roll was called with the following result:

Yeas: 23 - Buckalew, Coghill, Cross, Emberg, V. Fischer, Harris, Hilscher, Kilcher, Lee, McCutcheon, McLaughlin, McNees, Marston, Nerland, Peratrovich, Poulsen, Riley, R. Rivers, V. Rivers, Stewart, Sundborg, VanderLeest, Mr. President

Nays: 30 - Armstrong, Awes, Barr, Boswell, Collins, Cooper, Davis, Doogan, Gray, Hellenthal, Hermann, Hinckel, Hurley, Johnson, King, Knight, Laws, Londborg, McNealy, Metcalf, Nolan, Nordale, Reader, Robertson, Rosswog, Sweeney, Taylor, Walsh, White, Wien

Absent: 2 - H. Fischer, Smith

and so the amendment failed.

Mr. McNees offered the following amendment to Section 1:

Line 2, delete the figure "20" and insert the figure "19". Mr. Gray and Mr. Coghill asked that since they had like amendments they be consolidated into the one. There being no objection, it was so ordered. Mr. Coghill moved the adoption of the amendment. Mr. McNees seconded.

The question being "Shall the amendment offered by Mr. McNees, Mr. Gray and Mr. Coghill be adopted?", the roll was called with the following result:

Yeas: 28 - Buckalew, Coghill, Cross, Davis, Emberg, V. Fischer, Gray, Harris, Hilscher, Hurley, Kilcher, Lee, McCutcheon, McLaughlin, McNees, Marston, Nerland, Nordale, Peratrovich, Poulsen, Riley, R. Rivers, V. Rivers, Rosswog, Stewart, Sundborg, VanderLeest, Mr. President

Nays: 24 - Armstrong, Awes, Barr, Boswell, Collins, Cooper, Doogan, Hellenthal, Hermann, Hinckel, Johnson, King, Knight, Laws, Londborg, Metcalf, Nolan, Poulsen, Reader, Robertson, Sweeney, Taylor, Walsh, White, Wien

Absent: 3 - H. Fischer, McNealy, Smith

and so the amendment was adopted.

Mr. R. Rivers asked that an amendment by him which had been on the Chief Clerk's desk regarding Section 21 be withdrawn. Without objection, it was so ordered.

Mrs. Sweeney rose to ask whether there had been amendments on the Chief Clerk's desk prior to the amendment on which action had just been taken.

The Chief Clerk advised in the affirmative. Mr. Robertson stated he had an amendment on the Chief Clerk's desk.

The President stated that there had been so much confusion that it was not the Chief Clerk's error that the amendments were not read.

Mr. Sundborg rose to a point of order to state that amendments should be considered in the order that the maker of a proposed amendment is recognized by the President; that the responsibility for calling up an amendment is the author's and not that of the President or the Chief Clerk.

The President stated that Mr. Sundborg was correct.

Mrs. Sweeney asked unanimous consent to rescind the action on the amendment of Mr. Coghill, Mr. McNees and Mr. Gray. Mr. Buckalew objected. Mrs. Sweeney moved. Mr. Metcalf seconded.

Mr. Doogan asked whether, if the motion to rescind action failed, an amendment substituting 21 would be out of order.

The President stated that a motion to that effect would be in order.

The question being "Shall the Convention rescind its action on the adoption of the amendment of Mr. Coghill, Mr. McNees and Mr. Gray?", the roll was called with the following result:

Yeas: 20 - Armstrong, Awes, Boswell, Cooper, Doogan, Hermann, Hinckel, Johnson, King, Knight, Laws, Londborg, McNealy, Metcalf, Nolan, Reader, Robertson, Sweeney, Taylor, Walsh

Nays: 33 - Barr, Buckalew, Coghill, Collins, Cross, Davis, Emberg, V. Fischer, Gray, Harris, Hellenthal, Hilscher, Hurley, Kilcher, Lee, McCutcheon, McLaughlin, McNees, Marston, Nerland, Nordale, Peratrovich, Poulsen, Riley, R. Rivers, V. Rivers, Rosswog, Stewart, Sundborg, VanderLeest, White, Wien, Mr. President

Absent: 2 - H. Fischer, Smith

and so the motion to rescind action failed.

Mr. Robertson submitted the following amendment to Section 1: Page 1, line 2, delete "19" and insert "21" in lieu thereof.

Mr. White asked that since he had a similar amendment he join Mr. Robertson on the amendment. Mr. Taylor asked unanimous consent that his name be included on the amendment. There being no objection, it was so ordered. Mr. Robertson moved the adoption of the amendment.

Mr. Coghill objected and stated that he would like to appeal the ruling of the Chair that further amendments could be offered regarding age in Section 1.

The President stated that the failure to rescind the action did not preclude further amendments.

Mr. Peratrovich rose to a point of information regarding the propriety of deleting in effect an amendment which has already been adopted.

The President stated it was in order to change the figure.

Mr. Barr moved to recess until 9 o'clock Tuesday morning. Mr. VanderLeest seconded. Mr. Cooper objected. On voice vote the motion lost.

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

AFTER RECESS

Mr. Johnson seconded Mr. Robertson's motion to amend. The question being "Shall the amendment offered by Mr. Robertson, Mr. White and Mr. Taylor be adopted?", the roll was called with the following result:

Yeas: 19 - Armstrong, Awes, Barr, Boswell, Collins, Doogan, Hinckel, Johnson, King, Knight, Laws, Londborg, Metcalf, Nolan, Reader, Robertson, Sweeney, Taylor, White

Nays: 33 - Buckalew, Coghill, Cooper, Cross, Davis, Emberg, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hurley, Kilcher, Lee, McCutcheon, McLaughlin, McNealy, McNees, Marston, Nerland, Nordale, Peratrovich, Poulsen, Riley, R. Rivers, V. Rivers, Rosswog, Stewart, Sundborg, Walsh, Wien, Mr. President

Absent: 3 - H. Fischer, Smith, VanderLeest

and so the amendment failed.

Mr. McNealy gave notice he would move on the following day to reconsider his vote on the amendment by Mr. Robertson, Mr. White and Mr. Taylor.

Mr. V. Rivers moved to adjourn.

Mr. McCutcheon moved that the rules be suspended and that reconsideration of Mr. McNealy's vote be taken up at this time. Mr Buckalew seconded.

Mr. Hurley rose to a point of order to inquire whether reconsideration of Mr. McNealy's vote would mean reconsideration of the whole question.

The President stated that the reconsideration was on the amendment which had failed of adoption and to suspend the rules and bring the matter up at this time would take a two-thirds vote.

Mr. White made a parliamentary inquiry whether the suspension of the Rules would preclude Mr. McNealy's serving notice to reconsider later.

The President stated since any vote could be reconsidered only once, that would be the case.

Mr. Johnson moved that the Convention adjourn until 9 o'clock a.m. Tuesday.

Mr. Robertson seconded. On voice vote the motion failed.

Mr. Rosswog announced a meeting of the Committee on Local Government for 8:15 o'clock p.m.

Mr. V. Rivers moved to adjourn.

Mr. Peratrovich rose to a point of order to state that before a motion for adjournment could be made another item of business had to be considered.

The President called for the question "Shall the Rules be suspended and Mr. McNealy's motion to reconsider be taken up at this time?" The roll was called with the following result:

Yeas: 20 - Awes, Buckalew, Coghill, Emberg, V. Fischer, Harris, Hilscher, Lee, McCutcheon, McNees, Marston, Nerland, Peratrovich, Poulsen, Riley, R. Rivers, V. Rivers, Stewart, Sundborg, Mr. President

Nays: 32 - Armstrong, Barr, Boswell, Collins, Cooper, Cross, Davis, Doogan, Gray, Hellenthal, Hermann, Hinckel, Hurley, Johnson, Kilcher, King, Knight, Laws, Londborg, McLaughlin, McNealy, Metcalf, Nolan, Nordale, Reader, Robertson, Rosswog, Sweeney, Taylor, Walsh, White, Wien

Absent: 3 - H. Fischer, Smith, VanderLeest

and so the Rules were not suspended.

Mr. Sundborg questioned the Chairman of the Committee on Suffrage as to the meaning of the last sentence in Section 1 of Committee Proposal No. 1. Mr. Hellenthal stated the matter would be discussed later.

Mr. R. Rivers moved to adjourn until 9:05 o'clock a.m., Tuesday. Mr. Barr seconded.

Mr. V. Rivers requested a roll call.

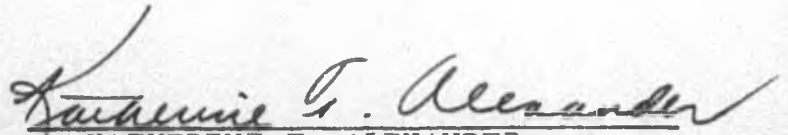
The roll was called with the following result:

Yeas: 40 - Armstrong, Awes, Barr, Boswell, Collins, Cooper, Cross, Doogan, Emberg, V. Fischer, Gray, Hellenthal, Hermann, Hilscher, Hinckel, Johnson, Kilcher, King, Knight, Lee, Londborg, McLaughlin, Marston, Metcalf, Nerland, Nolan, Nordale, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Stewart, Sundborg, Sweeney, Taylor, White, Wien

Nays: 12 - Buckalew, Coghill, Davis, Harris, Hurley, Laws, McCutcheon, McNealy, McNees, Peratrovich, Walsh, Mr. President

Absent: 3 - H. Fischer, Smith, VanderLeest.

and so the Convention adjourned.


KATHERINE T. ALEXANDER
Chief Clerk

Attested:

WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL FOR THE THIRTY-THIRD CONVENTION DAY, Saturday, December 10, 1955

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

The Invocation was given by Mr. Harry O. Arend, Branch President, Church of Jesus Christ of Latter Day Saints, Slaterville.

Roll call showed everyone present except Mr. Buckalew and Mrs. Fischer, whose absences were excused because of illness.

Mr. V. Rivers asked unanimous consent that Committee Proposal No. 2 be continued in second reading until Monday, December 12. There being no objection, it was so ordered.

The President called attention to the presence in the gallery of the Anchorage High School basketball team, schoolmates and the coach. Mr. Ned Imlach, spokesman for the group, addressed the delegates.

At the request of Mr. Johnson and with the unanimous consent of the Convention, the remarks of Mr. Imlach were ordered spread on the Journal. They were as follows:

"Mr. President, Delegates and Guests:

As spokesman for the Anchorage High School basketball team I wish to express our gratitude and thanks for the honor of attending this Convention and viewing the proceedings.

The students of Anchorage High School are well aware of the significance of your work here and realize that what is accomplished will have a direct bearing on our future lives here in Alaska.

This awareness was increased by the speeches given our student body by Delegate Bartlett and Senator Knowland.

We are indebted to these distinguished men for increasing our knowledge of the needs of our Territory and future State of Alaska.

Observing the proceedings of the Constitutional Convention will give us a much greater insight into the problems and difficulties involved in drawing up a state constitution.

All of us realize that this is probably the last time that a Constitutional Convention will take place in the history of the United States.

We are aware that this opportunity given us today is one which will probably never be granted to young people of future generations.

We are very grateful for the invitation extended to us by you, the Delegates, and I am sure that this is an occasion none of us will forget the rest of our lives. Thank you."

Mr. Doogan moved and asked unanimous consent that due to the press of work the approval of the Journal be held over until Monday morning.

Mr. Coghill reported that the Committee on Administration had met and requested the pleasure of the Delegates relative to viewing the Alaska Visitors Association film Sunday evening.

Mr. Sundborg moved and asked unanimous consent that the film be shown Sunday evening at 7:30 o'clock p.m. After discussion he changed the motion to read 7 o'clock. Upon further discussion Mr. Sundborg asked unanimous consent to amend his motion that the film be shown Monday evening and the arrangements be made by the Chairman of the Administration Committee. There being no objection it was so ordered.

The President instructed Mr. Coghill to report back on Monday morning.

Miss Awes reported that the Committee on Preamble and Bill of Rights had considered Delegate Proposal No. 6 and since certain provisions were not within the scope of the Committee on Bill of Rights it was recommended that Sections 8, 10, 11 and 12 be referred to the Committee on Finance and Section 13 be referred to the Committee on Resources.

The President stated that in accordance with the recommendation of the Committee on Preamble and Bill of Rights the sections mentioned were referred to the respective committees.

Mr. Sundborg called attention to the Resolution adopted regarding holding hearings and its provision that hearing committees select their chairmen and secretaries and if possible set the exact times and places of hearings so a report thereon may be made to the Convention prior to the fifteen-day recess.

COMMITTEE ANNOUNCEMENTS

Mr. Rosswog announced a public hearing of the Committee on Local Government on recess.

Mr. McLaughlin announced a meeting of the Committee on the Judiciary Branch on recess.

Mr. Collins announced a meeting of the Committee on Direct Legislation on recess.

Mr. Robertson asked the Chairman of the Resolutions Committee whether a meeting was scheduled. Mr. Cross reported there would be no meeting of this committee today.

Mr. Hellenthal announced a meeting of the Committee on Suffrage on schedule.

Mr. Smith announced that the Committee on Resources would meet as scheduled.

Mr. Coghill announced a meeting of the Committee on Administration at 11 a.m.

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

Miss Awes announced a meeting of the Committee on Bill of Rights on schedule.

Mr. Sundborg asked unanimous consent that when the Convention adjourned, adjournment be to Sunday afternoon to make it possible to continue with the calendar.

Mr. V. Rivers objected and announced that the Executive Committee planned to meet Sunday afternoon.

Mr. Sundborg asked whether the Executive Committee could not meet Sunday morning as to permit a plenary session that afternoon.

Mr. Armstrong stated he would object to any meetings being set for Sunday morning.

Mr. Nerland announced a meeting of the Committee on Finance on Sunday from 12 until 3.

Mrs. Hermann inquired as to a meeting of the Committee on Style and Drafting.

Mr. Sundborg requested a short recess.

AFTER RECESS

The President announced that all visitors were welcome to attend committee hearings at all times.

Mr. Sundborg announced that the Committee on Style and Drafting would meet at 12:15 Monday in the cafeteria.
10 o'clock p. m.

Mr. Walsh stated that he did not wish to receive per diem even though he would be staying in Fairbanks during the recess.

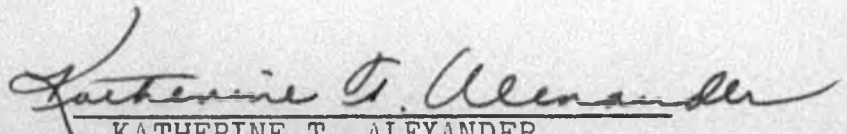
Mr. Robertson stated that he did not wish to receive his transportation or per diem during the recess even though he planned to attend the hearing in Juneau.

Mrs. Nordale stated that since she would neither be remaining in Fairbanks nor returning to Juneau for hearings she wanted the payroll clerk so advised so she would not be paid per diem or travel.

The President announced that he would be receiving today via telephone the opinion of the Attorney General regarding recess and it would be mimeographed and available to the Delegates on Monday.

Mr. Hilscher rose on a question of personal privilege to correct a statement he had made during debate on Thursday regarding the mention of capitals in state constitutions. Mr. Sundborg likewise corrected a statement he had made on the same subject.

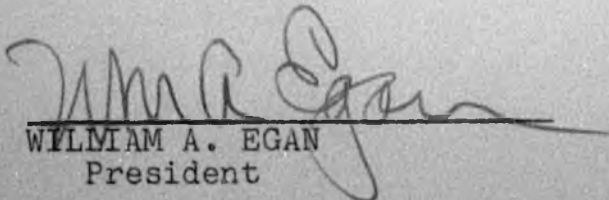
Mr. McLaughlin on behalf of Mrs. Wien moved adjournment until 9 o'clock a.m., Monday morning and asked unanimous consent. There being no objection, it was so ordered.



KATHERINE T. ALEXANDER

Chief Clerk

Attested:



WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE THIRTY-SECOND CONVENTION DAY, Friday, December 9, 1955

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

The invocation was given by Chaplain Major Henry A. Foss of Ladd Air Force Base.

Roll call showed all members present except Mr. Buckalew and Mrs. Fischer whose absences were excused because of illness.

Mr. White moved and asked unanimous consent for the approval of the Journals of the twenty-eighth and twenty-ninth days as read. There being no objection, it was so ordered.

Mr. White moved and asked unanimous consent for the adoption of the Journal of the thirtieth day with the following corrections: page 2, sixth paragraph, insert "Committee on" before "Administration" and delete "Committee" after "Administration"; page 2, paragraphs 8 and 11, strike "the" before "consideration"; page 4, paragraph 4, after "12:15" insert "o'clock p.m." There being no objection, it was so ordered.

Mr. Sundborg, reporting for the select committee to prepare a report on proposed arrangements for hearings during recess, stated that the report was on the delegates' desks and requested a brief recess to make certain changes which had been requested by delegates. There being no objection, the recess was ordered.

AFTER RECESS

Mr. Sundborg moved and asked unanimous consent that the Convention proceed to the introduction of resolutions. There being no objection, it was so ordered.

Mr. Sundborg asked unanimous consent that a resolution consisting of the matter contained in the report to the Convention by Committee Chairmen relative to arrangements during recess be adopted with the following changes:

Item 1, after the word "hearings" strike "of not to exceed two days"; line 2, insert a comma after the word "Anchorage" and strike the word "and" immediately following; change the period after "Fairbanks" to a comma and strike all of the next line which is the first line of the second paragraph; on line 4 strike

"Kotzebue" and insert "Unalakleet"; third paragraph, second line, strike "Unalakleet" and insert in its place "Kotzebue"; page 2, strike "Kotzebue--Mr. Cross" and insert "Unalakleet--Mr. Londborg". Item 5, second line, after the word "Convention" insert the words "if possible"; Item 3, under "Nome" strike "and Mr. Londborg"; under Fairbanks Strike "Mr. Barr". Mr. Kilcher objected. Mr. White seconded.

Mr. Kilcher stated he was objecting to the policy adopted that delegates would hold hearings at only one place and that if the delegate wished to hold hearings in other communities it would be without reimbursement for expenses involved.

Mr. Coghill rose to a point of order that since the matter had been debated previously debate be limited to five minutes.

The President ruled Mr. Coghill out of order because Mr. Kilcher had the floor.

Mr. Gray moved the previous question. Mr. Metcalf seconded. On voice vote, the previous question was ordered.

The question being "Shall the resolution as amended be adopted?", on voice vote the motion carried, and so the resolution was adopted.

Mr. Davis spoke on personal privilege to request that since he would not be able to attend hearings the payroll clerk be advised not to pay his travel or per diem. The President asked the Chief Clerk to make note of Mr. Davis' request.

The President asked that the Convention revert to the business of communications from outside of the Convention.

A letter from Mrs. Laura E. Jones, 8th grade teacher in the Fairbanks schools, thanking the delegates for the invitation extended for her class to attend a plenary session and to be guests of the delegates at lunch, was read.

Mr. Hurley moved that when the students arrive to be guests of the delegates at lunch, each student be assigned to two delegates and asked unanimous consent. There being no objection, it was so ordered.

Mr. Cooper asked that the Rules Committee consult with the President regarding the calendar so the students would be present at a plenary session which would be of interest.

The President requested Mr. Riley to advise him within the next few days regarding the setting of the calendar.

Mr. Kilcher asked for and was granted personal privilege to speak on the action taken in adopting the resolution regarding hearings.

The President stated that it was the intention of the Chair to be very liberal in giving all delegates a chance to speak, but he felt it his duty to see that no delegate cast any reflection on any other delegate or the Convention as a whole.

Mr. Hellenthal asked unanimous consent for a fifteen-minute recess.

AFTER RECESS

GENERAL ORDERS OF THE DAY

Committee Proposal No. 2 was read for the ^{second} ~~first~~ time.

Mr. McNealy moved to amend by striking Sections 4, 5, 6, 9, 10, 11, 12, 13 and 14. The President asked that since the proposal would be taken up section by section the motion be made to include only Section 4. Mr. McNealy moved to amend Proposal No. 2 by striking Section 4. Mr. Sundborg seconded so that Mr. McNealy could speak on the motion.

The President stated that contrary to statements made there had been no official action by the Convention to hold any proposal in second reading during the recess. After Mr. McNealy, Mr. McLaughlin, Mr. Londborg, Mr. V. Rivers, Mr. Smith, Mr. Taylor, and Mr. R. Rivers had spoken, Mr. Johnson moved the previous question. Mr. Taylor seconded. Mr. Sundborg requested a roll call.

The roll was called with the following result:

Yeas: 41 - Armstrong, Awes, Barr, Boswell, Coghill, Collins, Cooper, Cross, Doogan, Gray, Harris, Hellenthal, Hilscher, Hinckel, Johnson, King, Knight, Laws, Lee, McCutcheon, McLaughlin, McNealy, McNees, Marston, Metcalf, Nerland, Nolan, Peratrovich, Poulsen, Reader, Riley, R. Rivers, Robertson, Rosswog, Smith, Stewart, Taylor, VanderLeest, Walsh, White, Wien.

Nays: 12 - Davis, Emberg, V. Fischer, Hermann, Hurley, Kilcher, Londborg, Nordale, V. Rivers, Sundborg, Sweeney, Mr. President

Absent: 2 - Buckalew, H. Fischer

and so the previous question was ordered.

Mr. V. Rivers rose to a personal privilege to speak on the need for careful use of the motion to move the previous question during debate on amendment of proposals.

Mrs. Nordale moved to rescind the action on calling for the previous question. Mr. Sundborg seconded. On voice vote the motion carried.

Mr. Metcalf was recognized and the President declared a short recess.

AFTER RECESS

Mrs. Sweeney asked unanimous consent that the Convention recess until 1:30 o'clock p.m. and that Mr. Metcalf be the first speaker at the afternoon session. There being no objection, it was so ordered.

AFTER RECESS

The Convention was called to order by President Egan at 1:30 o'clock p.m.

Mr. Kilcher moved that Rule 35 pertaining to the previous question be referred to the Rules Committee for further study. Mr. Hellenthal seconded. Mr. Kilcher asked unanimous consent. There being no objection, the Rules Committee was instructed to report at the next plenary session.

After Mr. Metcalf, Mr. Barr, Mr. Hellenthal, Mr. Kilcher, Mr. Londborg, and Mr. Sundborg spoke on the amendment, Mr. McNealy stated that if his motion failed he intended to withdraw all the other amendments offered earlier.

Mr. Smith asked unanimous consent for a two-minute recess. There being no objection, it was so ordered.

AFTER RECESS

The President stated that each delegate was entitled to speak twice on every question, but could only speak the second time after all other delegates desiring to speak had been heard.

Mr. V. Rivers rose to a point of order to inquire if he was correct in assuming that asking questions or personal privilege did not count against the allowance to speak twice on an issue.

The President stated Mr. V. Rivers was correct.

Mr. Kilcher inquired whether this implied that the previous question could not be ordered until all delegates had spoken.

The President stated that a motion to order the previous question was in order at any time and elaborated on the latitude the President is given according to Robert's Rules of Order regarding the time involved in calling the previous question after it has been ordered.

The question being "Shall Mr. McNealy's amendment be adopted?", Mr. Johnson requested a roll call.

Mr. Londborg requested the privilege of abstaining from voting on this matter.

Mr. Cooper stated that he would like to know the reason for Mr. Londborg's not voting and, in accordance with Rule 30, he was joined in making this request by Mr. Hellenthal, Mr. McNees, Mr. VanderLeest, Mr. Knight, Mr. Poulsen and Mr. Hinckel.

Mr. Londborg stated that he didn't feel he could vote on Section 4 until he knew what other later sections were going to contain because the material in Section 4 was basic to the whole proposal.

The President stated that if the amendment were defeated it would not preclude another amendment to the section being offered as long as the proposal was in second reading.

The roll was called on the adoption of Mr. McNealy's motion, with the following result:

Yeas: 2 - Laws, McNealy

Nays: 51 - Armstrong, Awes, Barr, Boswell, Coghill, Collins, Cooper, Cross, Davis, Doogan, Emberg, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Johnson, Kilcher, King, Knight, Lee, Londborg, McCutcheon, McLaughlin, McNees, Marston, Metcalf, Nerland, Nolan, Nordale, Peratrovich, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, Mr. President.

Absent: 2 - Buckalew, H. Fischer.

and so the amendment failed.

Mr. McNealy moved and asked unanimous consent to withdraw his amendments offered earlier. There being no objection, it was so ordered.

Mr. V. Rivers moved the adoption of the following amendment to Section 5, line 8, strike the word "ten" and insert in lieu thereof the word "six". Mr. Sundborg seconded. After explanation of the section by Mr. McLaughlin the question was called and Mr. Johnson requested a roll call. The roll was called with the following result:

Yeas: 11 - Cooper, Hinckel, Killeher, Londborg, McNealy, Nolan, Peratrovich, Reader, V. Rivers, Smith, Sundborg

Nays: 42 - Armstrong, Awes, Barr, Boswell, Coghill, Collins, Cross, Davis, Doogan, Emberg, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hurley, Johnson, King, Knight, Laws, Lee, McCutcheon, McLaughlin, McNees, Marston, Metcalf, Nerland, Nordale, Poulsen, Riley, R. Rivers, Robertson, Rosswog, Stewart, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, Mr. President

Absent: 2 - Buckalew, H. Fischer

and so the amendment failed.

Mr. Hellenthal offered the following amendment to Section 7:

Delete period and add "and who have practiced private non-governmental law for said period".

The President declared a short recess.

AFTER RECESS

Mr. Hellenthal asked unanimous consent to withdraw the amendment offered before recess. There being no objection, it was so ordered.

Mr. Hellenthal moved the adoption of the following amendment to Section 7: Delete period and insert semi-colon and add "provided that time spent as an attorney for the United States, or agency thereof, shall not be construed as counting toward the five-year admission requirement". Mr. McNealy seconded.

After Mr. V. Rivers, Mr. Hellenthal, Mr. Riley, Miss Awes, and Mr. Hurley spoke on the amendment, the President declared a recess.

AFTER RECESS

Mr. Hellenthal asked unanimous consent that with the consent of his second he be allowed to substitute the word "eligibility" for the word "admission" in the last portion of his proposed amendment. There being no objection, it was so ordered. On voice vote the amendment failed.

Mr. Coghill moved and asked unanimous consent that if the calendar were not cleared by 5 o'clock p.m. the Convention recess until 7 p.m. and continue until the calendar was cleared. Mr. McCutcheon seconded. Mr. V. Rivers, Mr. Riley, Miss Awes and Mr. Smith objected because of scheduled committee meetings.

Mr. Coghill withdrew his motion with the consent of his second.

The President announced that Mr. Buckalew had called and reported to him that he was ill. He announced also that Mrs. Fischer was ill and it would be Monday before her doctor would let her know when she could attend sessions.

Mr. Sundborg moved the adoption of the following amendment to Section 7, page 3, line 2, following the word "state" insert a period and strike the balance of the section. Mr. V. Fischer seconded.

After Mr. White, Mrs. Nordale, Mr. Barr, Mr. Harris, Mr. Fischer, Mr. McCutcheon, Mr. Taylor, Mr. McNealy, Mr. McNees, Mr. Metcalf, Mr. Doogan and Mr. Sundborg spoke, the question was called. Mr. Johnson requested a roll call.

The roll was called with the following result:

Yeas: 24 - Awes, Coghill, Cross, Davis, Doogan, Emberg, V. Fischer, Hilscher, Hurley, Kilcher, Lee, McNees, Marston, Nerland, Nordale, Peratrovich, Poulsen, Reader, Riley, Stewart, Sundborg, White, Wien, Mr. President.

Nays: 28 - Armstrong, Barr, Boswell, Collins, Cooper, Gray, Harris, Hellenthal, Hermann, Hinckel, Johnson, King, Knight, Laws, Londborg, McCutcheon, McLaughlin, McNealy, Metcalf, Nolan, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Taylor, VanderLeest, Walsh.

Absent: 3 - Buckalew, H. Fischer, Sweeney

and so the amendment failed.

Mr. Hinckel offered the following amendment to Section 5: page 2, line 6 delete "voters of the state" and substitute "qualified electors".

Mr. McLaughlin asked if Mr. Hinckel would withhold his motion until the Committee on the Judiciary Branch held another meeting. Mr. Hinckel agreed.

Mr. Cooper moved the adoption of the following amendment to Section 7: strike Section 7 and insert the following new Section 7: "To be eligible for appointment, Justices of the Supreme Court, and Judges of the Superior Court shall be citizens of the United States and of the State of Alaska who have been admitted to practice law

in the State of Alaska, and shall be subject to eligibility qualifications to be prescribed by the Legislature". Mr. Johnson objected on a point of information. Mr. Doogan seconded. Mr. Sundborg requested a roll call.

Mr. Cooper asked unanimous consent to amend his amendment as follows: delete "to be" before "prescribed" and insert "which may be". There being no objection, it was so ordered.

The President declared a recess.

AFTER RECESS

Mr. Cooper asked unanimous consent that he be allowed to make further amendments to his amendment as follows: insert "further" before "eligibility" and change "Legislature" to "Judicial Council". Mr. McNealy objected. Mr. Cooper moved. Mr. Lee seconded.

After Mr. McNealy and Mr. McCutcheon spoke the President declared a brief recess.

AFTER RECESS

Mr. Taylor moved that the Convention adjourn until 9 o'clock a.m. Saturday. Mr. Johnson seconded. Mr. V. Rivers objected.

The President called for Committee Announcements.

Mr. Rosswog announced a meeting of the Committee on Local Government at 7:30 o'clock p.m., at Apt. 205 Northward.

Mr. Coghill announced a meeting of the Committee on Administration at 8 o'clock p.m., at Apt. 202 Northward.

Miss Awes announced a meeting of the Committee on Bill of Rights at 7 o'clock p.m., at Apt. 1009 Polaris.

Mr. Boswell announced a meeting of the Committee on Resources at 7:30 o'clock p.m., in the Northward Building.

Mr. McLaughlin announced a meeting of the Committee on the Judiciary Branch before the plenary session Saturday morning and requested Mr. Londborg, Mr. Hinckel, Mr. Walsh, Mr. Armstrong and Mr. Cooper to appear.

Mr. McCutcheon announced a meeting of the Committee on the Legislative Branch at 7:30 o'clock p.m., at Apt. 803 Polaris.

Mr. Rosswog rose to a point of order to state that in view of the public hearing scheduled for Saturday morning, by the Committee on Local Government, the plenary session should be set later.

Mr. Taylor stated he would change his motion to read 11 o'clock a.m.

Mr. V. Rivers stated that in view of the public hearing and committee meetings he planned to move Saturday morning to continue Proposal No. 2 in second reading until Monday.

The question being "Shall the Convention adjourn until 9 o'clock a.m., Saturday morning?", Mr. McCutcheon requested a roll call.

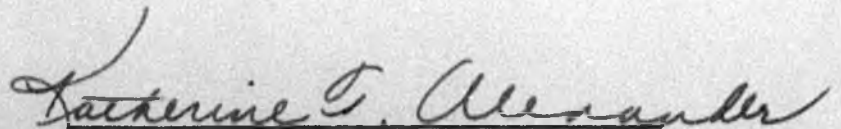
The roll was called with the following result:

Yeas: 30 - Awes, Barr, Boswell, Cross, Doogan, Gray, Hurley, Johnson, King, Knight, Laws, Londborg, McNealy, Marston, Metcalf, Nolan, Nordale, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Stewart, Taylor, VanderLeest, Walsh, White

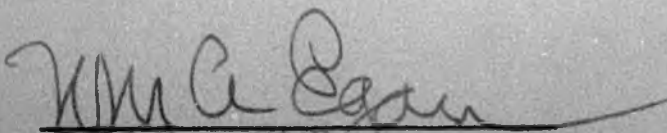
Nays: 22 - Armstrong, Coghill, Collins, Cooper, Davis, Emberg, V. Fischer, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Kilcher, Lee, McCutcheon, McLaughlin, McNees, Nerland, Peratrovich, Sundborg, Wien, Mr. President.

Absent: 3 - Buckalew, H. Fischer, Sweeney

and so the Convention adjourned until 9 o'clock a.m., Saturday morning.


KATHERINE T. ALEXANDER
Chief Clerk

Attested:


WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL FOR THE THIRTY-FIRST CONVENTION DAY, Thursday, December 8, 1955

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

The Invocation was given by the Rev. Bert J. Bingle, Presbyterian missionary.

The roll call showed all members present except Mr. Buckalew and Mrs. Fischer whose absences were excused because of illness. The President declared that a quorum was present.

Mr. White asked unanimous consent that the consideration of the Journal be delayed until the next Convention day. There being no objection, it was so ordered.

A letter from Mr. Coghill expressing thanks for the granting of leave permitting him to attend the White House Conference on Education and stating that the Alaska conferees found Alaska's educational system equal to if not better than that of any of the other states or territories in administration procedures as well as in teaching methods and standards, was read and ordered filed.

A letter from ^{Mr.} Charles J. Keim of the University of Alaska inviting the delegates to attend an Open House to be held on the University campus from 10 o'clock a.m. to 10 o'clock p.m. Friday, December 9, was read.

Mr. Riley presented a report of the Rules Committee recommending the following changes in the rules:

"Rule 13 - Insert XV - Committee on Engrossment and Enrollment
three members

Rule 16 - Insert new sub-section (g) The Committee on Engrossment and Enrollment shall see that all amendments approved in second reading are properly engrossed upon the original committee proposal and that the engrossed proposal is returned to the Chief Clerk for filing as part of the records of the convention. The Committee shall also arrange for distribution to all delegates of copies of the proposal in completed form after second reading.

Rule 44 - Insert following new sub-sections under Section 5.

- a. Reference to Committee on Engrossment and Enrollment.
- b. Report of Committee on Engrossment and Enrollment.
- c. Action on report of Committee on Engrossment and Enrollment."

Mr. Riley moved and asked unanimous consent for the adoption of the report. There being no objection, it was so ordered.

Mr. Sundborg moved and asked unanimous consent that the members insert the mimeographed page of changes in their rules to avoid remimeographing the rules. There being no objection, it was so ordered.

INTRODUCTION AND FIRST READING OF PROPOSALS

Delegate Proposal No. 40, by Mr. Barr, entitled COMPOSITION OF THE SENATE, was introduced, read the first time and referred to the Committee on Suffrage.

Delegate Proposal No. 41, by Mr. Emberg, entitled REVERSION OF FUNDS ORIGINATING FROM DISPOSAL OF NATURAL RESOURCES TO SOURCE AREAS, was introduced, read the first time and referred to the Committee on Resources. At the request of Mr. Smith the proposal was referred to the Committee on Finance.

Delegate Proposal No. 42, by Mr. Hinckel, entitled MEMBERSHIP IN STATE SENATE, was introduced, read the first time and referred to the Committee on Suffrage.

Mr. McLaughlin inquired into the setting of the calendar. Mr. Riley advised that the calendar for Friday, December 9, was prepared yesterday and put in the delegates' mailboxes.

SPECIAL ORDER

Mr. Coghill stated he believed there was a matter before the Convention as a first order of business'.

The President advised that Mr. Coghill was correct and the Resolution regarding the recess was before the Convention at this time.

Mr. Fischer asked if there were any motions before the Convention held over from the previous day.

The President stated that the motion to adopt the resolution was before the Convention.

Mr. Coghill moved and asked unanimous consent to amend the resolution by making the dates conform to the fifteen days allowed by changing the date in the resolve to December 20 and by adding the words "both dates" after "1956". There being no objection, it was so ordered.

Mr. Coghill reported that estimated costs of the recess in accordance with the provisions of the resolution would be approximately \$10,742.98.

The President announced that Mr. White's motion to divide the question made yesterday was still before the Convention.

Mr. Sundborg asked if Mr. White would include in his motion the provision that the preamble of the resolution would be part of the first half of the division.

The question being "Shall the question be divided and paragraphs 1 and 2 and the preamble, on the one hand, and paragraphs 3, 4, 5 and 6, on the other, be considered separately?", on voice vote the motion carried.

Mr. White moved and asked unanimous consent that page 1 of the resolution be adopted. There being no objection, it was so ordered.

Mr. Coghill rose to a point of order regarding his main motion for adoption of the resolution.

The President stated that the adoption of the motion to divide the question made it necessary for a motion to be made to adopt the first half of the resolution, but that Mr. Coghill's motion to adopt made it unnecessary for a motion to be made to adopt the last half and that that question was now before the Convention.

Mr. Fischer moved and asked unanimous consent that paragraph 3 in the resolve be amended as follows: on line 3 delete the words "compensation and". Mr. Gray objected. Mr. Sundborg seconded.

Mr. Coghill asked if Mr. Fischer would strike "per diem" also. Mr. Fischer accepted the amendment.

Mr. Sundborg rose to a point of order that the amendment required rewording to achieve the intent of Mr. Coghill's amendment.

The President asked Mr. Fischer if he would withdraw his motion and restate the motion.

Without objection Mr. Fischer was allowed to withdraw his motion.

Mr. Fischer moved and asked unanimous consent that paragraph 3 in the resolve be amended as follows: Line 3, place a period after "recess" and delete the remainder of the sentence. Mr. Kilcher objected. Mr. Taylor seconded.

Mrs. Sweeney pointed out that the estimates of costs were not in accordance with the provisions of the resolution and that the cost of recess would not be as much as stated by Mr. Coghill.

Mr. Kilcher stated that he objected on the grounds that actual travel costs do not take care of the fact that some delegates need to stay in a hotel and have meals while travelling to their homes, and he felt that the motion was out of order.

Mr. McLaughlin rose to a point of order that under the law the Convention could not deprive delegates ~~from~~ per diem while traveling to attend to Convention business. *of*

After further discussion, Mr. Sundborg requested that the chair rule on Mr. McLaughlin's point of order.

The President referred Mr. McLaughlin's point of order to the Rules Committee and declared a short recess.

AFTER RECESS

Mr. Riley, Chairman of the Rules Committee, reported that with respect to paragraph 3 of the resolution it was the Rules Committee's opinion that under the provisions of Chapter 46 - *S.L.A. 1955* delegates shall be paid actual travel costs to and from places where hearings will be held as directed by the Convention together with per diem for days of actual travel, but not salary. As to paragraph 4 of the resolution it is the opinion of the Rules Committee that the act did not authorize salary or per diem during the recess for days of hearings as distinguished from days of travel. He further stated that the Rules Committee would like to give further consideration to paragraph 5.

The President stated he would accept the opinion of the Rules Committee as the opinion of the chair.

Mr. Sundborg rose to a point of order that in view of the ruling Mr. Fischer's motion was out of order in part.

The President stated that Mr. Sundborg was correct that the Convention could not override the law and that in its reference to per diem Mr. Fischer's motion would be out of order.

Mr. Sundborg moved and asked unanimous consent that paragraph 3 be amended as follows: lines 2 and 3, strike "their homes for the recess and to compensation and" and substitute in lieu thereof "hearings authorized by the Convention and to".

Mr. Gray objected.

The President asked the First Vice-President, Mr. Peratrovich, to take the Chair.

Mr. Egan asked for and was granted personal privilege of the floor to give the background of the reason a recess for hearings was provided for in the Act establishing the Convention.

There being no objection, Mr. Sundborg's motion to amend paragraph 3 of the resolution was adopted.

Mr. Sundborg moved and asked unanimous consent that in view of the ruling of the chair, based on the opinion of the Rules Committee, paragraph 4 be stricken from the resolution. There being no objection, it was so ordered.

Mr. McNeas suggested that the President appoint a committee of three to decide the issue of hearings and that the Convention abide by their decision.

Mr. Riley asked unanimous consent for a five-minute recess to permit the Rules Committee to consider paragraph 5 of the resolution. There being no objection, it was so ordered.

AFTER RECESS

The President took the chair.

Mr. Riley reported that the Rules Committee had ruled that paragraph 5 was not out of conformity with Chapter 46, S.L.A. 1955.

Mr. Sundborg moved and asked unanimous consent that paragraphs 5 and 6 be renumbered 4 and 5 respectively. There being no objection, it was so ordered.

Mr. Robertson moved and asked unanimous consent for the adoption of the following amendment to paragraph 5: delete the words "compensation and".

Mr. Kilcher objected. Mr. Coghill seconded.

Mr. Kilcher stated that the grounds for his objection were that it was not fair not to pay salary for holding hearings.

Mr. Riley rose to a point of order to state that this matter had been covered by the interpretation of the Rules Committee.

The President stated that Mr. Riley was correct.

Mr. Riley asked if Mr. Robertson would agree to include in his amendment changing the word "those" to "that". Mr. Robertson, with the consent of his second, accepted the change in his amendment.

Mr. Cooper moved the previous question. Mr. White seconded. On voice vote the previous question was ordered.

The previous question being the adoption of Mr. Robertson's amendment, on voice vote the amendment was adopted.

Mr. Barr moved the adoption of the following amendment to paragraph 4 of the resolution: line 1, after the word "delegates" strike the words "whose normal residence is outside the Fairbanks area" and substitute therefor the words "remaining in attendance upon the Convention". Mr. Kilcher seconded.

Mr. Coghill moved to lay the amendment on the table. Mr. Gray seconded.

The roll was called with the following result:

Yeas: 36 - Armstrong, Awes, Boswell, Coghill, Cooper, Cross, Davis, Doogan, Emberg, V. Fischer, Gray, Harris, Hellenthal, Hilscher, Hurley, Johnson, King, Knight, Lee, Londborg, McLaughlin, Metcalf, Nerland, Nordale, Peratrovich, Poulsen, Riley, Robertson, Rosswog, Smith, Sundborg, Sweeney, Walsh, White, Wien, Mr. President.

Nays: 15 - Barr, Collins, Hermann, Hinckel, Kilcher, Laws, McCutcheon, McNees, Marston, Nolan, Reader, V. Rivers, Stewart, Taylor, VanderLeest

Absent: 4 - Buckalew, H. Fischer, McNealy, R. Rivers

and so the amendment was laid on the table.

Mr. McNees moved that the President name a committee of three to decide the issue of hearings and that the Convention agree to abide by that decision.

Mr. McNees was ruled out of order because the motion to adopt the last portion of the resolution had not been taken.

Mr. Harris moved the previous question. Mr. White seconded. On voice vote, the previous question was ordered.

The question being "Shall paragraphs 3, 4 and 5 of the resolution be adopted?", Mr. Robertson requested a roll call and the roll was called with the following result:

Yeas: 37 - Armstrong, Awes, Barr, Boswell, Coghill, Collins, Cooper, Davis, Doogan, Emberg, V. Fischer, Gray, Harris, Hellenthal, Hilscher, Hinckel, King, Knight, Lee, Londborg, McLaughlin, Metcalf, Nerland, Nordale, Peratrovich, Poulsen, Riley, V. Rivers, Rosswog, Smith, Sundborg, Sweeney, VanderLeest, Walsh, White, Wien, Mr. President.

Nays: 13 - Cross, Hermann, Hurley, Johnson, Laws, McCutcheon, McNees, Marston, Nolan, Reader, Robertson, Stewart, Taylor.

Absent: 4 - Buckalew, H. Fischer, McNealy, R. Rivers

Not Voting: 1 - Kilcher

and so the last paragraph of the resolution was adopted. Before the result of the vote was announced Mr. Sundborg rose to a point of order that Mr. Kilcher could not under the rules abstain from voting.

The President stated that Mr. Kilcher had not abstained from voting, but had not been clear on the issue so had voted last.

Mr. Sundborg stated that this being a basic matter he would like assurance from the Chair that members would not be given the advantage of choosing to vote last.

Mr. Fischer rose to a point of order to state he believed Mr. Sundborg was out of order since the vote had not been announced.

The President stated he would call a short recess and refer the matter to the Rules Committee.

Mr. Sundborg stated he would withdraw his point of order. There being no objection, the point of order was withdrawn and the result of the roll call was announced.

Mr. Barr moved to amend paragraph one of the resolution.

Mr. Sundborg rose to a point of order that the paragraph had already been adopted and that what Mr. Barr would have to do was move to rescind action.

Mr. Peratrovich rose to a point of information to state he believed Mr. Barr was in order since the question had been divided and the resolution needed to be adopted as a whole.

The President ruled that the resolution had been adopted pursuant to division of the question.

Mr. Barr moved to rescind action on part one of the resolution. Mrs. Hermann seconded. Mr. Sundborg asked unanimous consent. Mr. Johnson objected.

Mr. Doogan moved the previous question. Mr. Gray seconded. On voice vote, the previous question was ordered.

The previous question being "Shall the Convention rescind its action on the adoption of part one of the resolution?", the roll was called with the following result:

Yeas: 10 - Barr, Hermann, Laws, Londborg, McCutcheon, McNees, Nolan, Peratrovich, Reader, Stewart

Nays: 41 - Armstrong, Awes, Boswell, Coghill, Collins, Cooper, Cross, Davis, Doogan, Emberg, V. Fischer, Gray, Harris, Hellenthal, Hilscher, Hinckel, Hurley, Johnson, Kilcher, King, Knight, Lee, McLaughlin, Marston, Metcalf, Nerland, Nordale, Poulsen, Riley, V. Rivers, Robertson, Rosswog, Smith, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, Mr. President.

Absent: 4 - Buckalew, H. Fischer, McNealy, R. Rivers.

and so the motion failed.

Mr. Marston inquired into the matter of the staff in relation to the recess.

Mr. Sundborg stated that the Committee on Administration had stated previously that the staff had been hired with the knowledge that there might be a recess, a statement which Mr. Coghill, Chairman of the Committee on Administration, confirmed.

The President suggested that arrangements for the staff during recess be considered by the Committee on Administration, with which suggestion Mr. Marston agreed.

Mr. Harris moved and asked unanimous consent that the Convention revert to the introduction of resolutions.

Mr. Hellenthal objected. Mr. Johnson seconded. On voice vote, the motion carried.

Mr. Harris introduced the following resolution:

"Whereas: the first resolution adopted by the Alaska Constitutional Convention stated 'that it is the intent of this Convention that the Constitution should be a document of fundamental principles of basic government and contain the framework for state government', and

Whereas, the location of the permanent seat of the capital cannot be regarded as a fundamental principle of government, nor as part of the framework of government

Now Therefore Be It Resolved: That the Constitution shall be silent on the matter of the seat of government for the State of Alaska."

Mr. Harris moved and asked unanimous consent for the adoption of the resolution. Mr. Robertson objected. Mr. Taylor seconded.

Mr. Hurley objected, stating that the resolution should be referred to a Committee.

Mr. Sundborg moved and asked unanimous consent to amend the motion to provide that the proposed resolution be referred to the Committee on Resolutions and Recommendations. Mr. Cooper seconded. Mr. Hellenthal objected, on the grounds that the resolution, though so described, was actually a proposal.

The President stated that he believed it to be a resolution.

Mr. Riley stated that he supported Mr. Hellenthal's contention because the resolution in effect would defeat further consideration of several proposals now before a committee of the Convention.

The President ruled that the motion by Mr. Harris could be considered at this time since it was actually a resolution and referred to another resolution adopted by the Convention earlier.

Mr. McCutcheon rose to a point of order that Mr. Sundborg's motion was out of order in that it was a request for a suspension of the rules and should have been so stated.

The President stated that Mr. Sundborg's motion was in order, but since it involved, in effect, a suspension of the rules, it would require a two-thirds vote.

The question being "Shall the rules be suspended and Mr. Harris' resolution be referred to the Committee on Resolutions?", the roll was called with the following result:

Yeas: 35 - Armstrong, Awes, Boswell, Coghill, Collins, Cooper, Doogan, Gray, Hellenthal, Herman, Hilscher, Hurley, King, Knight, Lee, Londborg, McLaughlin, Marston, Metcalf, Nerland, Nolan, Nordale, Peratrovich, Poulsen, Reader, Riley, V. Rivers,

Robertson, Rosswog, Smith, Stewart, Sundborg,
Sweeney, VanderLeest, Walsh

Nays: 16 - Barr, Cross, Davis, Emberg, V. Fischer, Harris,
Hinckel, Johnson, Kilcher, Laws, McCutcheon,
McNees, Taylor, White, Wien, Mr. President

Absent: 4 - Buckalew, H. Fischer, McNealy, R. Rivers

The President announced that the rules had been suspended and that Mr. Harris' resolution was referred to the Committee on Resolutions and Recommendations.

Mr. Cooper rose to a point of order that the Rules of the Convention require a vote of two-thirds of the membership of the Convention to suspend the rules.

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

AFTER RECESS

The President stated that the point of order raised by Mr. Cooper was well taken and the Chair was in error. He declared that Mr. Sundborg's motion had failed.

Mr. White moved and asked unanimous consent to amend the resolution to strike the words "shall be silent on the matter of" and insert in lieu thereof the words "not name".

Mr. Kilcher seconded. Mr. Barr objected. Mr. White moved to add ~~to~~ word "permanent" before the word "seat" in the resolve clause. ^{(the}

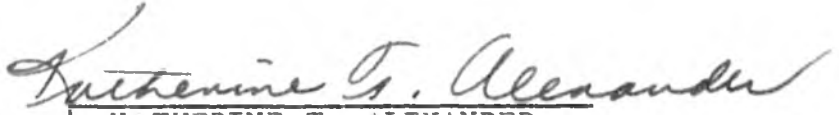
Mr. Robertson moved to table the resolution and the pending amendment. Mrs. Hermann seconded. On voice vote the motion carried.

Mr. Johnson moved to recess.


The President asked Mr. Johnson to delay his motion. Mr. Johnson agreed.

The President introduced Dr. Dayton McKean from the University of Colorado, consultant to the Committee on Legislative Branch. Dr. McKean spoke briefly to the delegates.

Mr. Johnson moved and asked unanimous consent that the Convention adjourn until 9 o'clock ~~am~~, Friday morning. Mr. Sundborg objected. Mr. Stewart seconded. On voice vote the motion carried.


KATHERINE T. ALEXANDER
Chief Clerk

Attested:


WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL FOR THE THIRTIETH CONVENTION DAY, Wednesday, December 7, 1955

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

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.

Mr. Knight asked unanimous consent that the Journal for the 26th day be approved as read. There being no objection, it was so ordered.

Mr. Cross, Chairman of the Committee on Resolutions and Recommendations, submitted the following report:

"The Committee, having had under consideration at several meetings Delegate Victor Fischer's Proposal No. 10, and Mr. Fischer as well as Consultants Sady and Elliott having appeared before the Committee and expressed their views, and Mr. Elliott having stated that he did not think that the subject matter of Proposal No. 10 properly constituted Constitutional Matter, reports to the Convention that the Committee is of opinion that Proposal No. 10 should not be included in the Constitution and that it is not Constitutional Matter.

Adopted December 6, 1955."

Mr. Fischer moved and asked unanimous consent that the report of the Resolutions and Recommendations Committee be approved. There being no objection, it was so ordered.

Mr. Sundborg called the attention of the delegates to a memorandum from the Committee on Style and Drafting regarding target dates for reporting Committee proposals.

Mr. McLaughlin, Chairman of the Committee on Judiciary Branch, submitted a report containing the Judiciary Article, Committee Proposal No. 2. The report stated that while incorporating many of the ideas contained in Convention Proposals numbered 1, 12 and 22, the Proposal was a Committee substitute for these proposals.

INTRODUCTION AND FIRST READING OF PROPOSALS

Committee Proposal No. 2, by the Committee on Judiciary Branch, entitled ARTICLE ON THE JUDICIARY, was introduced, read the first time and referred to the Rules Committee for assignment to the calendar.

The President ordered the first reading of Committee Proposal No. 1 which had been introduced Tuesday.

Committee Proposal No. 1, by the Committee on Suffrage, Elections and Apportionment, entitled ARTICLE ON SUFFRAGE AND ELECTIONS, was read the first time and referred to the Committee on Rules for assignment to the calendar.

Delegate Proposal No. 37, by Mr. Londborg, entitled SENATE APPORTIONMENT, was introduced, read the first time and referred to the Committee on Suffrage, Elections and Apportionment.

Delegate Proposal No. 38, by Mr. Taylor, entitled BILL OF RIGHTS, was introduced, read the first time and referred to the Committee on Bill of Rights.

Mr. Coghill, Chairman of the ^{Committee on} Administration ~~Committee~~, introduced on behalf of the Committee Resolution No. 10 pertaining to the Convention Recess. *Insert*

Mr. Coghill moved the adoption of the resolution. Mr. Taylor seconded.

Mr. Londborg asked that ~~the~~ ^{the} consideration of the report be held up until Thursday in order to get an estimate of the costs.

Mr. White moved to divide the question. Mr. Fischer seconded.

The President stated that he believed Mr. Londborg wished to make a motion to delay consideration of the resolution.

Mr. Londborg moved that ~~the~~ consideration of the resolution be postponed until Thursday. Mr. Sundborg seconded.

Mr. Johnson rose to a point of order that the motion was in effect a motion to lay on the table and therefore was not debatable.

The President stated that the motion was to make it an order of business at a time certain and not in the nature of laying the matter on the table and was debatable.

The question being "Shall Resolution No. 10 be held over and made a first order of business Thursday?", the roll was called with the following result:

- Yeas: 32 - Armstrong, Barr, Boswell, Buckalew, Collins, Emberg, V. Fischer, Gray, Hellenthal, Hilscher, Johnson, Laws, Lee, Londborg, McLaughlin, McNealy, McNees, Marston, Metcalf, Reader, Riley, R. Rivers, Robertson, Rosswog, Smith, Sundborg, Sweeney, Taylor, Walsh, White, Wien, Mr. President.
- Nays: 21 - Awes, Coghill, Cooper, Cross, Davis, H. Fischer, Harris, Hermann, Hinckel, Hurley, Kilcher, King, Knight, Nerland, Nolan, Nordale, Peratrovich, Poulsen, V. Rivers, Stewart, VanderLeest
- Absent: 2 - Doogan, McCutcheon

and so the motion carried.

Mr. Johnson asked unanimous consent to revert to the introduction of proposals.

Delegate Proposal No. 39, by Mr. Johnson, entitled TRANSITORY PROVISIONS, was introduced, read the first time and referred to the Committee on Ordinances and Transitional Measures.

Mr. Coghill rose to a point of order to state he believed it took a two-thirds vote to make a matter a special order of business.

Mr. V. Rivers stated that this was a postponement to a certain time and required only a simple majority.

Mrs. Hermann asked unanimous consent to revert back to communications from outside the Convention. There being no objection, it was so ordered.

Telegram from Dr. Fred M. Langsam, President of the Northwestern Alaska Chamber of Commerce at Nome, opposing any Judiciary proposal combining the second and fourth divisions and removing the court from Nome, was read and referred to the Committee on the Judiciary Branch.

Mr. McLaughlin stated that there is no such proposal in the Judiciary Branch Article.

The President advised Mr. McLaughlin he should communicate with Dr. Langsam regarding this matter.

The President announced that Mr. A. L. Renshaw of the University of Alaska Mining Society had an announcement to make. Without objection, Mr. Renshaw was granted the privilege of the floor to invite the delegates to the dance to be held Saturday night, December 10, in the cafeteria. The President thanked Mr. Renshaw for his invitation.

Mr. Riley announced a meeting of the Committee on Rules on adjournment.

Mr. Sundborg announced a meeting of the Committee on Style and Drafting at 12:15 in the cafeteria.

Mr. McNealy announced a meeting of the Ordinance Committee at 3 o'clock p.m. *12:15 P.M. - [Signature]*

Mr. King asked unanimous consent that Dr. Ira N. Gabrielson be allowed to speak before the Convention as a whole when he arrives in Fairbanks to appear before the Resources Committee. Mr. V. Rivers objected. Mr. Cooper seconded.

Mr. Taylor moved to lay the matter on the table. Mr. White seconded. Mr. Johnson called for a roll call. The roll was called with the following result:

- Yeas: 17 - Buckalew, Coghill, Cross, Davis, H. Fischer, V. Fischer, Hellenthal, Hinckel, Hurley, Londborg, Poulsen, Reader, R. Rivers, Taylor, Walsh, White, Mr. President.
- Nays: 36 - Armstrong, Awes, Barr, Boswell, Collins, Cooper, Emberg, Gray, Harris, Hermann, Hilscher, Johnson, Kilcher, King, Knight, Laws, Lee, McLaughlin, McNealy, McNees, Marston, Metcalf, Nerland, Nolan, Nordale, Peratovich, Riley, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sundborg, Sweeney, VanderLeest, Wien
- Absent: 2 - Doogan, McCutcheon

and so the motion failed.

Mr. Sundborg moved and asked unanimous consent to amend the motion to state that the Convention invite Dr. Gabrielson to speak. Mr. Gray seconded. Mr. Taylor objected. Mr. Taylor withdrew his objection and so the amendment was adopted.

Mr. Rosswog inquired whether Dr. Gabrielson's expenses were being paid by the Alaska Sportsmen's Association and the Wildlife Institute. The answer was in the affirmative.

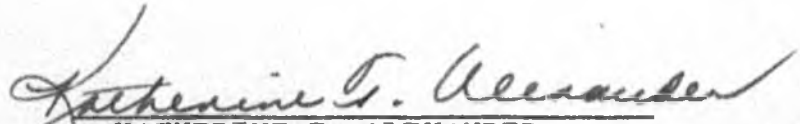
Mr. Harris moved the previous question. Mrs. Sweeney seconded. On voice vote the previous question was ordered.

The President stated the question: "Shall Dr. Gabrielson be invited to appear before the Convention?"

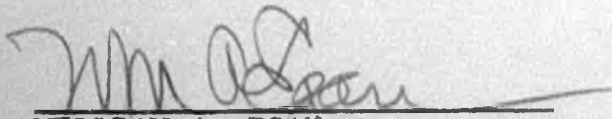
Mr. Davis rose to a point of order that the previous question was on the amendme.c. The President stated that when Mr. Taylor withdrew his objection and no further objection was made the amendment had been adopted by unanimous consent.

On voice vote the motion to invite Dr. Gabrielson to appear before the Convention was adopted.

Mr. Marston moved and asked unanimous consent that the Convention adjourn until 9 o'clock a.m., Thursday morning. There being no objection, it was so ordered.


KATHERINE T. ALEXANDER
~~Secretary~~
Chief Clerk

Attested:


WILLIAM A. EGAN
President

Constitutional Convention
Journal/22
Approved Dec. 9, 1955

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE TWENTY-NINTH CONVENTION DAY, Tuesday, December 6, 1955

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

The Invocation was given by Chaplain Harry P. Henderson of Ladd Air Force Base.

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

Mr. Smith asked unanimous consent that the privilege of the floor be granted to Senator R. E. Ellis of Ketchikan. There being no objection, it was so ordered. Senator Ellis spoke briefly to the delegates.

Mr. Doogan reported that the Journals for the first four days had been read and corrected, but rather than take the time of the Convention the corrected copies would be placed in the library where the delegates could check the corrections before approval would be requested.

Miss Awes, Chairman of the Committee on Preamble and Bill of Rights, reported that paragraphs 6 and 7 of Proposal 17 and paragraph 5 of Proposal 9 had been referred to the Committee on Resources.

Mr. Hellenthal, Chairman of the Committee on Suffrage, Elections and Apportionment, submitted a committee report containing the Article on Suffrage and Elections, Committee Proposal No. 1, which had been unanimously approved by the Committee.

The President ordered the proposal placed on the calendar in second reading.

Mrs. Hermann questioned whether a Committee could refer a proposal to another Committee without the consent of the President.

Mr. Riley, Chairman of the Rules Committee, referred to and read Rule 45.

The President announced that, in accordance with the recommendation of the Committee on Preamble and Bill of Rights, paragraphs 6 and 7 of Proposal 17 and paragraph 5 of Proposal 9 would be referred to the Committee on Resources.

29th Day, Tuesday, Dec. 6

COMMUNICATIONS

A telegram from R. E. McFarland, President of the Alaska Territorial Federation of Labor, stating that the first day of merger of the AFL-CIO saw the unanimous passage of a resolution calling for immediate statehood for Alaska, was read and ordered filed.

A letter from Colonel Carl Y. Farrell, District Engineer, offering a film to be shown, entitled "The Great Land" covering the activities of the Corps of Engineers in Alaska since 1869, was read.

Mr. Taylor moved that the Convention accept the offer of the District Engineer.

The President announced that Mr. Frank Whaley had offered to show a film on the Arctic and asked for an expression from the Convention on arranging to view both films some evening.

Mr. Taylor withdrew his motion.

Mr. Sundborg asked unanimous consent that the Convention view the films offered by Colonel Farrell and Mr. Whaley and that the Committee on Administration arrange the details. There being no objection, it was so ordered.

Mr. V. Rivers asked unanimous consent that the Convention acknowledge the telegram from Mr. McFarland and thank the combined AFL-CIO Association for the support in their resolution approving statehood for Alaska and Hawaii at an early date and that the President and Secretary be authorized to sign such a wire.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 36, by Mrs. Sweeney, entitled MEMBERSHIP OF THE STATE SENATE, was introduced, read the first time and referred to the Committee on Legislative Branch. At the request of Mrs. Sweeney the President ordered the proposal referred to the Committee on Suffrage, Elections and Apportionment.

Mrs. Hermann asked unanimous consent that all Chairmen of Committees beginning with Committee No. IV make a daily progress report as a part of the regular business of this Convention.

Mr. Smith objected. Mrs. Fischer seconded.

After lengthy discussion, Mr. Cooper moved the previous question. Mr. Stewart seconded. On voice vote the previous question was ordered.

The previous question being "Shall the Committee Chairmen make a daily progress report?", on voice vote the motion failed.

Mr. McLaughlin moved and asked unanimous consent that the Convention make the consideration of the Judiciary Article, which will be reported out Wednesday, a special order of business on Thursday morning at 10 o'clock a.m. Mr. V. Rivers objected. Mr. Taylor seconded.

Mr. V. Rivers stated he believed the Judiciary Proposal should take its regular course and come up for second reading and be assigned to the calendar by the Rules Committee.

The President stated that the Chairman of the Rules Committee was planning to call a meeting to discuss the setting of the calendar.

Mr. McLaughlin asked unanimous consent that with the consent of his second he be allowed to withdraw his motion. There being no objection, it was so ordered.

Mrs. Hermann inquired whether the Chairman of the Committee on Style and Drafting had received target dates for Committee Proposals from Committee Chairmen.

The Chairman of the Committee on Style and Drafting, Mr. Sundborg, stated he had received a few, but that a complete report would be made in the morning.

Mr. Coghill announced a meeting of the Committee on Administration one hour after adjournment.

Mr. Armstrong asked unanimous consent that Mr. Coghill make a report to the Convention on the White House Conference on Education and that this be made an order of business in the near future. There being no objection, it was so ordered.

Mr. Riley announced a meeting of the Rules Committee in the gallery on adjournment.

Mr. Sundborg announced a meeting of the special committee to arrange hearings during the recess at 3 o'clock p.m.

Mrs. Hermann inquired when the matter of the recess would be decided by the Convention.

Mr. Hurley moved and asked unanimous consent that the question of setting the dates for recess and hearings be made a general order of business on Wednesday. Mr. Sundborg objected. Mr. Kilcher seconded.

Mr. Hellenthal stated that the Attorney General had been requested to send his written opinion on the question of recess and hearings as soon as possible and the Convention should wait until the special Committee assigned to looking into the matter of hearings had had time to report.

The question being "Shall the question of setting the dates for recess and hearings be made a general order of business Wednesday?", on voice vote the motion failed.

Mr. Gray moved and asked unanimous consent that the Convention adjourn until 9 o'clock a.m. Wednesday. There being no objection, it was so ordered.

KATHERINE T. ALEXANDER
Chief Clerk

Attested:

WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE TWENTY-EIGHTH CONVENTION DAY, Monday, December 5, 1955

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

The Invocation was given by the Episcopal Bishop of Alaska, William J. Gordon, Jr.

Roll call showed all present except Mr. Coghill, Mr. Emberg, Mr. Gray and Mr. Hilscher whose absences had been excused.

Mr. White moved and asked unanimous consent that the Journals of the twenty-fourth and twenty-fifth days be approved as read. There being no objection, it was so ordered.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 31, by Mr. Robertson, entitled BILL OF RIGHTS, was introduced, read the first time and referred to the Committee on Preamble and Bill of Rights.

Proposal No. 32, by Mr. Robertson, entitled STATE LANDS AND NATURAL RESOURCES, was introduced, read the first time and referred to the Committee on Resources.

Proposal No. 33, by Mr. Lee, entitled ABOLITION OF FISH TRAPS was introduced, read the first time and referred to the Committee on Direct Legislation. Mr. Lee asked that the proposal be referred to the Committee on Resources. Without objection the President referred Proposal No. 33 to the Committee on Resources.

Proposal No. 34, by Mr. Kilcher, entitled CONVENTION FOR CONSTITUTIONAL REVISION, was introduced, read the first time and referred to the Committee on Direct Legislation, Amendment and Revision.


28th Day, Monday, Dec. 5

Proposal No. 35, by Mr. Cooper, entitled QUALIFICATION OF VOTERS, was introduced, read the first time and referred to the Committee on Suffrage, Elections and Apportionment.

There being no further business at this time, the plenary session adjourned until 9 o'clock a.m., Tuesday morning.


KATHERINE T. ALEXANDER
Chief Clerk

Attested:


WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE TWENTY-SIXTH CONVENTION DAY, Saturday, December 3, 1955

The Convention was called to order by President Egan at 9:00 o'clock a.m.

The Invocation was given by Reverend James Gamble, minister of the Pentacostal Holiness Church.

Roll call showed all delegates present except Mr. Coghill, Mr. Davis, Mr. Emberg, Mr. Gray, Mr. Hilscher, and Mr. Walsh, whose absences had been excused by the President.

Telegram from the Office of the Governor of Alaska stating Governor Heintzleman would be unable to attend the hearing of the Executive Committee to be held this date because of his absence in Washington, D. C., and calling attention to remarks made in his speech to the delegates at the opening ceremonies, was read and ordered referred to the Executive Committee.

Mr. Rosswog announced that the Committee on Local Government would not meet today, but would meet Sunday at 2 o'clock in Apartment 205 in the Northward Building. Mr. Rosswog introduced Mr. Weldon Cooper, consultant to the Local Government Committee, who spoke briefly.

Mr. Smith announced that there would be no meeting of the Resources Committee this morning.

Mr. V. Rivers called attention to the committee hearing of the Executive Branch Committee at 9:30 this morning.

Miss Awes announced that there would be no meeting of the Bill of Rights Committee today, but the Committee would meet Monday as scheduled.

Mr. McLaughlin announced a special meeting of the Committee on Judiciary on recess.

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

Mr. Collins announced a meeting of the Committee on Direct Legislation on schedule.

Mr. McNealy announced that the Committee on Ordinances would not meet until Monday, but that the subcommittees would meet over the weekend.

Mr. Armstrong reported that the letter of sympathy to the Command at Eielson, which he had been directed to write for the President, had been sent.

Mr. Armstrong called the attention of the delegates to the presence in the gallery of Reverend Elmer Parker, who had served for many years at St. Lawrence Island and Hydaburg and stated he would be pleased to answer any questions concerning these areas.

Mr. Sundborg moved and asked unanimous consent that the Convention dispense with the afternoon plenary session and at the conclusion of this morning's business adjourn until 9 o'clock Monday morning. There being no objection, it was so ordered.

The President declared a short recess.

The President called upon Mr. Sundborg to report for a select committee of three, appointed from the Committee Chairmen--Mr. Sundborg, Mr. Nerland and Mr. Hellenthal--, to look into the feasibility of holding public hearings during a proposed recess.

Mr. Sundborg asked that the delegates fill out a questionnaire submitted by the Committee which would aid them in reaching a decision.

Mr. R. Rivers asked about the Attorney General's opinion on a recess.

Mr. Sundborg stated that the Attorney General's opinion had been verbal, but that a written opinion would arrive within a few days. He stated that the Attorney General gave his opinion on what was allowable, but that it was up to the Convention to decide whether or not they wished to pay transportation and per diem for the recess and salary during the time hearings were held. Mr. Sundborg also stated that it had been proposed that the recess begin December 20 and last until January 4, making 15 days in all.

Mrs. Hermann requested a statement from the Committee Chairmen regarding the public hearings to be held today.

Mr. V. Rivers announced the Executive Branch would hold its hearing at 9:30 a.m. in the gallery.

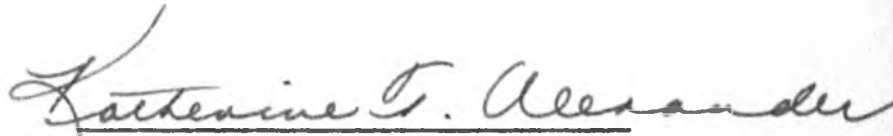
Mr. Smith stated the Resources Committee would hold its hearing at 3 o'clock p.m. in the Convention Hall.

Mr. Nerland stated the Finance hearing would be at 2 o'clock p.m. in the Committee Room.


Mr. Collins stated there would be no meeting of the Committee on Direct Legislation today.

Mr. Sundborg moved that the secretariat write letters to the Director of Finance and Territorial Treasurer expressing thanks for the expeditious manner in which they have been handling the matters pertaining to the Convention. There being no objection, it was so ordered.

Mr. Sundborg moved and asked unanimous consent that the Convention adjourn until 9 o'clock Monday morning and that in line with action taken that the adjournment be out of respect to the memory of the late Anthony J. Dimond. There being no objection, it was so ordered.


KATHERINE T. ALEXANDER
Chief Clerk

Attested:


WILLIAM A. EGAN
President

Constitutional Convention
Journal/19
Approved Dec. 5, 1955

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE TWENTY-FIFTH CONVENTION DAY, Friday, December 2, 1955

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

The Invocation was given by Reverend Charley Alston of St. Paul's Baptist Church.

Roll call showed all present except Mr. Coghill, Mr. Emberg, Mr. Nolan and Mr. Walsh, whose absence had been excused by the President. The President declared a quorum to be present.

Mr. Riley, as Chairman of the Rules Committee, presented the following Resolution No. 8 which had been adopted by the Rules Committee.

"WHEREAS, the Secretary of the Alaska Constitutional Convention has, on medical advice, requested a leave of absence;

NOW, THEREFORE, BE IT RESOLVED

1. That the Convention hereby approves the Secretary's request for a leave of absence;
2. That the Convention hereby authorizes the President of the Convention to delegate, during the absence of the Secretary, such authority and duties of the Secretary of the Convention as he may deem necessary to such person or persons as are serving the Convention, and
3. That the Delegates hereby express to the Secretary their best wishes for a speedy recovery and a speedy return to the Convention."

Mr. Riley moved and asked unanimous consent that the resolution be adopted.

Mr. Sundborg objected temporarily to ask whether a resolution does not have to be assigned to a committee. The President stated that according to the rules a resolution can be treated as a motion. Mr. Sundborg withdrew his motion.

There being no objection, the resolution was ordered adopted.

Mrs. Hermann stated she noted the presence of Dr. Ernest Bartley in the gallery.

Mr. Smith, Chairman of the Resources Committee, introduced Dr. Bartley, consultant to the Resources Committee, who spoke briefly to the Delegates.

Mr. Smith suggested that the secretaries of the various committees get together with Mr. Riley, secretary of the Resources Committee, and arrange a schedule so the maximum use can be made of consultants. There being no objection, it was so ordered.

At the request of Mr. Davis, permission was granted for him to be absent at Saturday's session.

Mr. Gray asked to be granted leave for two days. Permission to leave was granted.

There being no further business at this time, Mrs. Sweeney moved and asked unanimous consent that the Convention recess until 1:30 o'clock p.m.

AFTER RECESS

Mr. Doogan asked unanimous consent that the Journal for the twenty-third day be approved subject to the following corrections: Page 1, change Mr. Cooper to Mr. Rosswog. Page 2, add the following to the third paragraph from the bottom "so they would have an official document from the Convention for their scrapbook". Page 7, add "V." before Rivers. There being no objection, it was so ordered.

Mr. Doogan announced that the Journals for the first three convention days would be reported on Monday.

Mr. McLaughlin moved that the present convention schedule of committee meetings be dispensed with, that the afternoon plenary session be dispensed with and that alternative (a) of the schedule which was included in Secretariat Memorandum 24/a, dated December 1, be adopted until such time as the President recommends revision. Mr. Sundborg suggested that the motion include an effective date such as Saturday. Mr. McLaughlin asked that the effective date be Monday morning because of the committee hearings already set up for Saturday. On voice vote the motion carried.

Mr. McCutcheon, Chairman of the Committee on Legislative Branch, submitted the following report and asked unanimous consent for its adoption:

"The Committee on the Legislative branch, to which Proposal Number 11 and Resolution No. 4 were referred wish to report that it feels this proposal and resolution are

not properly a matter of this committee and therefore recommends that these proposals be referred to the Committee on Resolutions. The above proposal and resolution relate to the capital of the State Government. Other proposals on the same subject have been referred to the Committee on Resolutions."

Mr. Sundborg asked unanimous consent to revert to the introduction of resolutions.

Resolution No. 9, as follows, was introduced by Mr. Sundborg:

"The Alaska Constitutional Convention takes note of the fact that Anthony J. Dimond Day, as designated by act of the twenty-second Territorial Legislature, occurred for the first time on November 30, 1955, the anniversary of the birth of this great Alaskan.

Anthony J. Dimond served Alaska well as pioneer citizen, lawyer, legislator, Delegate in Congress for six successive terms and as District Judge.

His career, not only as a public servant, but as a private citizen, husband and father, furnished example and inspiration to all Alaskans, including the Delegates to this Constitutional Convention.

His advocacy of, and devotion to, statehood for Alaska was well known and contributed to the advancement of that cause to the point that we are now assembled here writing a Constitution for the State of Alaska.

Now therefore be it resolved by the Alaska Constitutional Convention that upon adjournment of the last plenary session of this week, such adjournment be taken out of respect to the memory of that great Alaskan and outstanding American, the late Anthony J. Dimond."

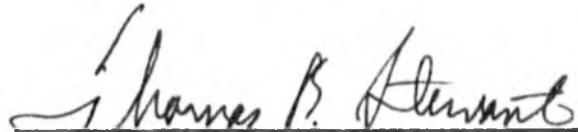
Mr. Sundborg asked unanimous consent that the resolution be adopted without reference to any committee and be spread upon today's Journal.

Mr. V. Rivers asked unanimous consent that a correction be made in the resolution to change "to Congress" to "in Congress". There being no objection, it was so ordered.

There being no objection, the Resolution was ordered adopted.

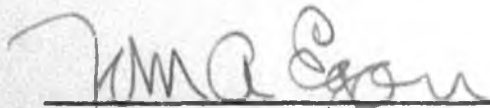
Mr. Collins announced that the Committee on Direct Legislation meet in the KFRB study at 3:45 this date.

Mr. V. Rivers asked unanimous consent that the Convention adjourn until 9 o'clock Saturday morning. There being no objection, it was so ordered.



THOMAS B. STEWART
Secretary

Attested:



WILLIAM A. EGAN
President

Constitutional Convention

Journal/18

Approved December 5, 1955

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE TWENTY-FOURTH CONVENTION DAY, Thursday, December 1, 1955

The Convention was called to order by President Egan at 9:00 o'clock a.m.

Chaplain Martin L. Shaner of the Air Force at Ladd Field gave the Invocation.

Roll call showed all delegates present except Mr. Coghill, who had been excused. The President declared a quorum to be present.

Proposal No. 29 by Mr. Metcalf, entitled INITIATIVE, REFERENDUM, AND RECALL -- AMENDMENT & REVISION, was introduced, read the first time and referred to the Committee on Direct Legislation, Amendment, and Revision.

Resolution No. 7 by Mr. Smith, asking that the Committee on Resolutions and Recommendations be charged with the responsibility of making certain that proposals covering the seven requirements of H.R. 2535 are submitted to this Convention, was introduced and referred to the Committee on Resolutions and Recommendations.

Mr. Hurley stated that the Committee on Ordinances had these requirements under consideration.

Without objection, the President referred Resolution No. 7 to the Committee on Ordinances, rather than to the Committee on Resolutions.

Mrs. Sweeney asked unanimous consent that the Convention recess until 1:30 o'clock. There being no objection, it was so ordered.

AFTER RECESS

Mr. Knight moved and asked unanimous consent that the Journal for the twenty-second day be approved as read. There being no objection, it was so ordered.

Mr. Hurley asked unanimous consent that the Convention revert to introduction of proposals.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 30 by Mr. Hurley, entitled STATE LANDS AND NATURAL RESOURCES, was introduced, read the first time and referred to the Committee on Resources.

Mr. Riley announced a meeting of the Committee on Rules on adjournment.

Mr. Sundborg inquired into the origin of a report on apportionment.

The President stated this was an individual committee member's report made for study by the Committee on Suffrage, Elections and Apportionment.

Mr. Armstrong moved and asked unanimous consent that the Secretary be instructed to write a letter of sympathy through the Command at Eielson Air Force Base to the families and personnel who were affected by the crash of the F-84. There being no objection, it was so ordered.

Mr. McNealy stated that out of regard for the the delegates from the Second Division he asked unanimous consent to withdraw Proposal No. 27. There being no objection, it was so ordered.

Mr. Smith, Chairman of Resources, announced that Mr. Vincent Ostrom, consultant to Committee on Resources, had arrived.

Mrs. Hermann stated that she believed the Convention should have the opportunity to meet and hear from the consultants as soon as they arrived.

Mr. McLaughlin stated Mr. Sheldon D. Elliott, consultant to the Judiciary Committee, had arrived and was in the gallery.

The Sergeant-at-Arms was instructed to ask Mr. Ostrom to come to the Assembly Room.

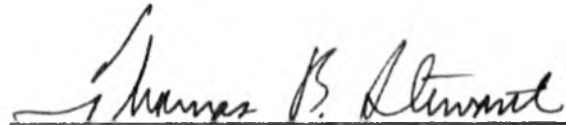
Mr. McNees stated he agreed with Mrs. Hermann's statement and hoped the Convention could hear from the consultants as soon as possible.

The President introduced Mr. Elliott to the Convention and he spoke to the delegates.

Mr. Ostrom being present in the Assembly Room, the President introduced him to the delegates and he spoke to the group.

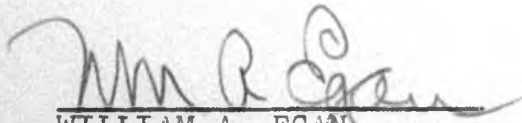
The President noted the presence in the gallery of the Attorney General of Alaska, Honorable J. Gerald Williams, and stated the Attorney General had resolved several legal problems which had come before the administrative staff.

Mr. Sundborg moved and asked unanimous consent that the Convention adjourn until 9 o'clock a.m., Friday morning.



THOMAS B. STEWART
Secretary

Attested:



WILLIAM A. EGAN
President

Constitutional Convention

Journal/17

Approved December 2, 1955

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE TWENTY-THIRD CONVENTION DAY, Wednesday, November 30, 1955

The Convention was called to order by President Egan at 9:00 o'clock a.m.

The Invocation was given by Mrs. Zora Banks, Chairman of the Local Assembly of the Baha'i World Faith of Fairbanks.

Roll call showed all delegates present except Mr. Coghill, who is absent on permission of the Convention.

The reading of the Journal was postponed until the afternoon session.

Mr. Riley, as Chairman of the Rules Committee, reported back Resolution No. 6 which had been referred to it for consideration.

Mr. Riley moved and asked unanimous consent for the adoption of the following Rules Committee Substitute for Resolution No. 6:

"Any person who appears to offer testimony in support of, or in opposition to, any subject matter under consideration by the Constitutional Convention or any of its Committees shall be required to state whether he appears in an individual or a representative capacity. If in a representative capacity, he shall be required to state whom he represents in so appearing."

Mr. Rosswog objected. Mr. Collins seconded. Mr. Hellenthal also objected. On voice vote the motion carried.

Mr. ~~Cooper~~ ^{Rosswog} asked for a roll call.

Mr. Johnson rose to a point of order that the result of the vote had already been announced and a roll call was out of order. The President stated Mr. Johnson's point of order was well taken.

Mr. Smith moved and asked unanimous consent that the Committee on Resolutions and Recommendations be charged with the responsibility of making certain that proposals covering the seven requirements of H.R. 2535 are submitted to this Convention.

23rd Day, Wednesday, Nov. 30

The President asked Mr. Smith if he would submit that motion in the form of a Resolution at the afternoon session. Mr. Smith agreed to do this and withdrew his motion at this time.

Mr. Rosswog announced a meeting of the Committee on Local Government at 11 a.m. today.

Mr. Cross announced the Committee on Resolutions would meet at its scheduled time.

Mr. Hilscher asked unanimous consent that the Convention meet Mrs. Laura Jones, eighth grade teacher in the Fairbanks schools, who was doing such a wonderful job of bringing the Constitutional Convention to her students. There being no objection, Mr. Hilscher introduced Mrs. Jones.

Mr. Fischer moved and asked unanimous consent that the Convention resolve itself into a Committee of the Whole to hear Mrs. Jones. There being no objection, it was so ordered.

The President asked Mr. Fischer to preside.

At the conclusion of Mrs. Jones' presentation Mr. Egan moved and asked unanimous consent that the Committee of the Whole report. There being no objection the Committee arose.

The President called the Convention to order.

Mr. Fischer reported that the Committee of the Whole would like to express its appreciation to Mrs. Laura Jones for a very fine presentation. There being no objection, it was so ordered.

Mr. Cooper asked unanimous consent that the Secretary be instructed to write a letter to Mrs. Jones' class issuing a formal invitation to the class to attend one of the plenary sessions. ~~so they~~ There being no objection, it was so ordered.

Mr. Sundborg moved and asked unanimous consent that the Convention recess until 1:30 o'clock p.m.

AFTER RECESS

Mr. White moved and asked unanimous consent that the Journal for the twenty-first day be approved subject to the following corrections: page 2, insert "R." in front of Rivers in the fourth and fifth paragraphs; page 3, add an "'s" to Convention; on page 7 add, "There being no objection, it was so ordered." at the end of paragraph 1. Add "p.m." after "1:50"; delete "so they could" and

would have an official document in their copybook.

substitute "and"; delete "it is agreeable with the Senator" and substitute "possible" in the second paragraph on page 7.

There being no objection, the Journal was approved as corrected.

Mr. Doogan requested personal privilege of the floor to suggest that anyone who wanted to be excused from the morning session on Thursday to attend the funeral of an old pioneer resident of Fairbanks, Mrs. Dan F. Eagan, be allowed to do so.

Mr. Doogan asked unanimous consent that those delegates who desired to attend the funeral of Mrs. Eagan be excused from the Thursday morning session and be marked present on roll call. There being no objection, it was so ordered.

Mr. McLaughlin moved that remarks under personal privilege shall not be soundscribed in the future. Mr. V. Rivers objected. Mr. White seconded.

Mrs. Sweeney asked whether that would apply to special privilege also or only to personal privilege.

The President ruled that it would mean any motion made under privilege.

Mr. Hilscher rose to a point of information as to what would be accomplished by Mr. McLaughlin's motion.

Mr. McLaughlin stated that it would cut off a lot of unnecessary remarks which had no bearing on the business of the Convention.

Mr. V. Rivers expressed opposition to the motion.

Mr. Sundborg reported that this matter had been discussed in a meeting of committee chairmen and it had been the unanimous vote of the chairmen to favor this motion. Mr. Sundborg added that Mr. V. Rivers had not been present at the meeting. He further stated that a survey shows the Convention will run far over the number of hours guaranteed to be soundscribed and it was the feeling of the chairmen that personal privilege remarks were something which could be eliminated.

Mr. Hurley rose to a point of information to inquire how he would speak to a subject when he did not wish to make a motion.

The President stated that he could ask for unanimous consent to revert to a certain subject which may have been before the Convention previously which would amount to a suspension of the rules.

The question being "Shall the soundscribing be shut off when a person has gained the floor under privilege?", on voice vote the motion carried.

Mr. Cooper moved and asked unanimous consent that the late evening TV programs be suspended. Mrs. Fischer seconded.

The President announced that at a meeting of the Committee Chairmen it had been decided to suspend all TV appearances for the time being.

Mr. McLaughlin stated that this would be effective Saturday.

Mr. Rosswog stated this would be effective Friday night.

Mr. Cooper stated that with the consent of his second he would withdraw his motion.

The Secretary announced that the Convention stationery was available.

Communications from the President of the University announcing a tea at the President's Residence honoring women delegates and wives of delegates, women members of the faculty and wives of faculty members, and others, and inviting the women delegates to the Panel Discussion Group of the American Association of University Women at a luncheon Saturday, December 3rd, at 12:30 p.m., were read.

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

The President reminded the delegates of the Committee of the Whole meeting scheduled for 7:30 p.m. tonight.

Mr. Sundborg moved and asked unanimous consent that the Convention adjourn until 9 o'clock, Thursday morning.

Mr. Hilscher brought up the question of soundscribing the Committee of the Whole.

Mr. Sundborg withdrew his motion to adjourn and asked unanimous consent that the Convention resolve itself into a Committee of the Whole to discuss arrangements for recording the Committee of the Whole session tonight.

The President asked Mr. Sundborg to preside.

At the conclusion of the discussion, Mr. Johnson moved that the Committee of the Whole rise and report. Mr. McNealy seconded.

The President called the Convention to order.

Mr. Johnson started to make a motion, but was interrupted on a point of order request by Mr. Sundborg that the report of the Committee of the Whole was in order at this time.

The President stated Mr. Sundborg's point was well taken and asked for the Committee of the Whole report.

Mr. Sundborg reported that the Committee of the Whole received the report that Radio Station KFAR would soundscribe the evening's proceedings and moved the adoption of the report. Mr. Robertson seconded.

Mr. Hellenthal moved to amend Mr. Sundborg's report to add "and that the stenotypist will not be called upon". Mrs. Hermann objected. Mr. White seconded.

The President ruled that the motion would not be in order at this time.

There being no objection, the report of the Committee of the Whole was adopted.

Mr. McLaughlin moved that the services of the stenotypist be dispensed with this evening during the hearing of the Committee of the Whole. Mr. White seconded.

Mr. Riley rose to a point of information that the Convention had not yet accepted the offer of Radio Station KFAR.

Mr. Hilscher asked unanimous consent that the Convention accept the offer of KFAR to soundscribe the Committee of the Whole meeting of this evening.

Mr. Riley rose to a point of order that there was a motion on the floor which had not been acted upon.

Mr. McLaughlin asked unanimous consent to withdraw his motion temporarily with the consent of his second.

On voice vote Mr. Hilscher's motion was adopted.

Mr. McLaughlin asked to reinstate his motion at this time and asked unanimous consent for its adoption. Mr. Johnson objected to the unanimous consent request.

Mrs. Hermann spoke in opposition to the motion stating the stenotypist's record would be invaluable.

Mr. White favored the motion because he believed a stenotyped record would be an unnecessary expense.

Mr. Harris moved the previous question. Mr. Doogan seconded. On voice vote the motion carried.

The previous question being "Shall the services of the stenotypist be dispensed with this evening during the hearing of the Committee of the Whole?", the roll was called with the following result:

Yeas: 18 - Barr, Boswell, Cross, Doogan, Emberg, Harris, Hellenthal, Hurley, King, Knight, Lee, McNealy, Nolan, Peratrovich, Rosswog, Sweeney, White, Mr. President.

Nays: 33 - Armstrong, Awes, Collins, Cooper, Davis, H. Fischer, V. Fischer, Gray, Hermann, Hilscher, Hinckel, Johnson, Kilcher, Laws, Londborg, McCutcheon, McLaughlin, McNees, Marston, Metcalf, Nerland, Nordale, Poulsen, Reader, Riley, V. Rivers, Robertson, Smith, Stewart, Sundborg, VanderLeest, Walsh, Wien

Absent: 4 - Buckalew, Coghill, R. Rivers, Taylor

and so the motion failed.

Mr. Sundborg moved and asked unanimous consent that the stenotypist be paid \$25.00 additional salary for the evening session. Mr. Marston seconded. Mr. Poulsen objected. Mrs. Sweeney objected. Mr. Barr spoke in favor.

The question being "Shall the stnotypist be paid \$25.00 additional salary for the evening session?", the roll was called with the following result:

Yeas: 22 - Awes, Barr, Cross, Davis, Doogan, Emberg, H. Fischer, Hurley, Johnson, King, McCutcheon, McNealy, Marston, Metcalf, Nordale, Peratrovich, Robertson, Stewart, Sundborg, VanderLeest, White, Mr. President.

Nays: 29 - Armstrong, Boswell, Collins, Cooper, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Kilcher, Knight, Laws, Lee, Londborg, McLaughlin, McNees, Nerland, Nolan, Poulsen, Reader, Riley, V. Rivers, Rosswog, Smith, Sweeney, Walsh, Wien.

Absent: 4 - Buckalew, Coghill, R. Rivers, Taylor

and so the motion failed.

Mrs. Nordale moved and asked unanimous consent that only one copy be made of the transcript and that it be placed in the library for reference.

Mr. McNees rose to a point of information to suggest that the motion include that the copy not be removed from the library. The suggestion was included in the motion without objection.

Mr. Kilcher asked whether it could not be five copies, but this suggestion was not included on objection.

There being no further objection, the motion was adopted.

Mr. McLaughlin moved to recess until 7:30 p.m.

Mr. Londborg objected.

Mr. Londborg moved that the Journals for the first 8 days of the session be placed on the delegates desks immediately. On explanation of the Chief Clerk that they were in the works, Mr. Londborg withdrew his motion.

There being no further business at this time, the Convention recessed until 7:30 o'clock p.m.

AFTER RECESS

The Convention was called to order at 7:30 p.m.

Mr. McCutcheon asked unanimous consent that the Convention resolve into a Committee of the Whole for the purpose of discussing the proposal of bicameralism or unicameralism. There being no objection, it was so ordered.

V.
Mr. Rivers and Mr. Barr declined the invitation of the President to take the Chair because they wished to speak on the issue.

Mr. Peratrovich stated that in a Committee of the Whole the Chairman could speak.

The President asked Mr. Riley to preside.

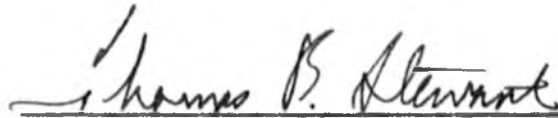
COMMITTEE OF THE WHOLE

At the conclusion of the discussion Mr. V. Rivers asked unanimous consent that the Committee of the Whole rise and report progress. There being no objection, it was so ordered.

The Convention was called to order by the President.


Mr. Riley stated that the Committee of the Whole had met, risen and reported progress.

There being no further business at this time, Mr. Hellenthal asked unanimous consent that the Convention adjourn until 9:00 o'clock a.m., Thursday morning. There being no objection, it was so ordered.



THOMAS B. STEWART
Secretary

Attested:



WILLIAM A. EGAN
President

Constitutional Convention

Journal/16

Approved December 1, 1955

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE TWENTY-SECOND CONVENTION DAY, Tuesday, November 29, 1955

The Convention was called to order by President Egan at 9:00 o'clock a.m.

The Invocation was given by Reverend Orland R. Cary of the First Baptist Church of Fairbanks.

Roll call showed all delegates present except Mr. Coghill and Mr. Harris. The President declared a quorum to be present.

(The following is a direct transcript from the record:)

"Tuesday a.m., Nov. 29

MR. PRESIDENT: We are very happy to have with us this morning, one of America's most distinguished citizens, a man whose abilities and responsibilities are well known to each of us, the man who in 1953, in his capacity of majority leader of the greatest deliberative body in the world, called up the combined Alaska-Hawaii Statehood Bill, steered it through a long and thorny debate and voted for its passage. It is my great pleasure and my honor to present to you the Honorable William F. Knowland, United States Senator from California. Senator Knowland.

SENATOR KNOWLAND: Mr. Chairman, members of the Constitutional Convention and fellow Americans, I am highly privileged to have this opportunity to meet with this Constitutional Convention which is carrying on this most important of tasks. And perhaps this may be the last Constitutional Convention for statehood in our entire American history because our 48 states, of course, are now members of the sisterhood of states, the Territory of Hawaii has already drafted its state constitutional convention, and it is highly unlikely, perhaps at least during our lifetime or our generation, that any other territory unorganized and now under the American flag is apt to be an organized territory for the ultimate purpose of statehood. So this is indeed a historic occasion. It is my first opportunity with Mrs. Knowland to visit this great area of our country. We have been tremendously impressed not only with the area, the limited time we have had here in seeing a very small segment of your Alaska, but we have

been even more impressed with the greatest of all human resources, of course, the people of this great Territory, and I have a very deep conviction--no one has a crystal ball that can predict with certainty at the precise time that you will come into statehood--but I have a deep conviction that in the not too distant future this great Territory will join the sisterhood of states. I also have full confidence that within the lifetime of most of those in this room today will see Alaska not only as a state of the Union, but I think as one of the great and important states of the American Union.

"Now, if I could bring you in the brief time I have today, could bring you a message, it would be to not in any sense be discouraged because you have not become a state as yet or that you may not become a state even at the coming session of Congress, though I pledge to you, as I have already to the people of Alaska and the people of my own state, that I shall do everything I can, as the minority leader of the Senate as well as a Senator of the State of California, to expedite action on Alaska and Hawaii statehood. And I hope that at least it will be given favorable consideration at the coming session of Congress. If it does not come then, it will inevitably come in the very near future. Now all of the states almost that came into the Union after the original 13 went through a difficult period. My own state was not an exception, and perhaps I may be pardoned for reading a paragraph or two out of the Congressional Record of some of the things that were said about my own State of California to show how wrong even members of Congress could be.

"Mr. John Maquee, 1850--the state was admitted to the Union on September 9 of 1850--had this to say and I quote:

'The inhabitants, I beg pardon, the floating population of every color and nation who happened in California, have since that time clothed themselves with the habiliments of sovereignty and demand admission as one of the states upon equal terms with the others. This whole thing of the sovereign State of California would look better in the pages of the Arabian Nights than in the archives of this body.'

"Now the Honorable Representative James A. Sedden of Virginia, in the House of Representatives on January 3 of 1850, declared and I quote again,

'A very large proportion of them are mere sojourners, adventurers and wayfarers, roaming over a wild, uninhabited expanse in quest of treasure with which to return to their homes. The right of such a population to establish a state

government can surely not be gravely entertained by any. It is not to be tolerated, and at whatever hazards California ought to be remanded to territorial subordination.' Well, of course, since that time my state has grown from a population of some 65 thousand to a 13-and-a-half millions of people, and it is not beyond the realms of possibility, some Californians feel, perhaps unfortunately so, that by the census of 1970, we will have a population of some 25 millions of people. I think the present pressures of population will undoubtedly make Alaska look even more attractive to some of the Californians who will want to come up into this beautiful country of yours.

"I think the great challenge that faces us as free people is how we can do what Americans have always sought to do, and that is, to leave to our land and to our children a better land than we ourselves have found. This has been the objective of Americans ever since we won our independence. It has been the spirit which has helped us to grow from a small colony of three million on the Atlantic seaboard to a great nation of 165 millions of people, the most productive industrially and agriculturally the world has ever known, with the highest standard of living that any people have ever enjoyed. I don't believe we would have had that great growth except under our great constitutional system. The men who drafted our constitution were wise men. They were operating under a divine inspiration, as I believe this great deliberative body is acting under a divine inspiration. They wanted to preserve for themselves and for all posterity the freedom which they had won at so great a sacrifice. They now knew the history of the world up to their time. They knew that where the men had lost their freedom they had primarily lost it because of the concentration of power in the hands of a single individual in a national government, and in order to protect their generation and all future generations of Americans, they established our federal republic. They limited the power of the federal government and reserved all other powers to the people and to the states thereof, and in the federal government itself, they wanted to divide the powers so that they could not be concentrated in the hands of a single individual. And in our constitution, perhaps with some significance, they set up three great coordinate branches of the federal government--the legislative, executive and judicial--and named them in precisely that same order. Now, if we are half as wise as men who gave us our republic and helped to preserve it in the intervening period of years, we will preserve our federal republic, our constitutional system of divided powers of the federal government, one of limited and specified powers.

"I do not believe that even under our constitutional system our great nation could have grown, and I feel certain my own State of California could not have grown under and waiting for a paternalistic government at Washington. I think it has only

been that the resources of our area were opened up to private investment. I think the American system of free enterprise, the competitive system of free enterprise, has done more to build our country and give our people the high standards of living that we have. It will be very difficult for your own great area to have its ultimate economic development, and, I am sure that those in this room know far better than I, where the federal government is the owner of approximately 90 percent of your land area, it is going to be important that you invite investment of thrift capital. Our own great country developed its railroads, its mining resources and its industry first from the development of capital abroad and then from the development of capital from various parts of the United States of America. Our great neighbor of Canada has shown tremendous progress. It has been making some of the greatest advances of any nation in modern times. I think Alaska has all the background and all the qualities and all the resources to have a development as great as has Canada during the past few years.

"I want to say in conclusion that your work is being watched by not only the Congress of the United States, but, I think, by our 165 millions of people. Despite the objections that have come from some people to statehood, I think the overwhelming proportion of the American people expect, and I think ultimately they will demand that both Alaska and Hawaii become states of the American union. Anything I can do in my individual capacity or in my capacity as a minority leader of the Senate of the United States to expedite that day and in the meantime to help you work out the many problems that you have, which in equity, should be worked out with the federal government, I will be prepared to do. I can think of no pledge which as American citizens, regardless of the party we belong to, and after all, some of these great problems facing the world today are American problems-- they are not party problems in any sense of the word--I think of no pledge we might take as American citizens better than the pledge of Thomas Jefferson, the great architect of the Declaration of Independence, who said, 'I have sworn upon the altar of God eternal hostility on every form of tyranny over the minds of man.'"

At the conclusion of Senator Knowland's speech, the President stated that he noted many distinguished guests in the gallery, among them Mrs. Knowland, Governor and Mrs. Ernest Gruening and President and Mrs. Ernest Patty.

The President declared a ten-minute recess.

AFTER RECESS

Mr. Doogan moved and asked unanimous consent that the Journal for Saturday, November 26 be approved as read. There being no objection, it was so ordered.

Mr. Collins announced that the Committee on Direct Legislation would meet on adjournment.

Mr. Rosswog announced a meeting of the Committee on Local Government at 11 a.m.

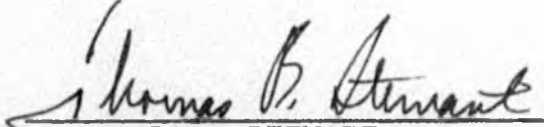
Mr. Riley announced a meeting of the Rules Committee on adjournment.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 28, by Mr. Robertson, entitled ESTABLISHING THE SEAT OF GOVERNMENT, was introduced, read the first time and referred to the Committee on Resolutions.

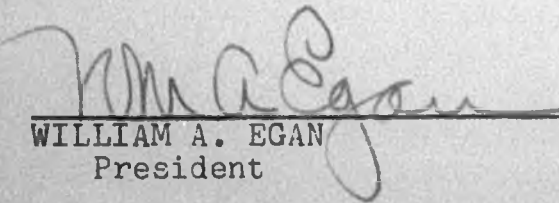
Mr. Cooper moved and asked unanimous consent that Senator Knowland's speech be spread on the Journal in its entirety. There being no objection, it was so ordered.

Mr. V. Rivers moved and asked unanimous consent that the Convention adjourn until 9 a.m., Wednesday morning. There being no objection, it was so ordered.



THOMAS B. STEWART
Secretary

Attested:



WILLIAM A. EGAN
President

Chief clerk

Constitutional Convention

Journal/15

Approved Nov. 30, 1955

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE TWENTY-FIRST CONVENTION DAY, Monday, November 28, 1955

The Convention was called to order by President Egan at 9:00 o'clock a.m.

The following Invocation was given by Mr. Londborg:

"Our Heavenly Father, we thank you for this new day that lies before us. We thank you for the health and strength that is ours. We thank you for the opportunities that are ours this day to work in this way as delegates at this Convention. Our Heavenly Father, we pray that you would give us each one clearness of mind, understanding hearts of one another, determination to carry out our convictions. We pray that the thoughts that are here, though they may be different, may be fused into one draft as we work together to put out this Constitution for the State of Alaska. Bless us, we pray, as we continue. We ask it in Thy Name. Amen."

Roll call showed all delegates present except Mr. Coghill* and Mr. Harris. The President declared a quorum to be present.

The reading of the Journal was postponed until the afternoon session.

COMMITTEE REPORTS

Mr. Sundborg, Chairman of the Committee on Style and Drafting, called the attention of the delegates to a report furnished, entitled "Drafting Suggestions".

Mr. Collins asked unanimous consent that the meeting hour of the Committee on Direct Legislation be changed to 9:30 a.m. There being no objection, it was so ordered.

Mr. Rosswog announced that the Committee on Local Government would meet at 11:00 o'clock this morning instead of at the scheduled time.

*Mr. Coghill excused in accordance with action taken by Convention, November 22.

21st Day, Monday, Nov. 28

Mr. Cross, Chairman of the Committee on Resolutions, submitted the following report:

"Upon consideration and after general discussion of the Resolution introduced by Delegate Yule F. Kilcher on November 22, 1955, to change the name of Mt. McKinley to the name of Denali, the Committee upon motion duly made, seconded and unanimously carried, reports that in its opinion said Resolution does not constitute either Constitutional or Legislative matter, and recommends that it be postponed indefinitely."

Mr. Kilcher asked unanimous consent that he be permitted to withdraw his resolution. There being no objection, it was so ordered.

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

Mr. ^RRivers moved and asked unanimous consent that the drafting suggestions be sent back to the Committee on Style and Drafting in order to change paragraph 2. Mr. ^RRivers objected to the statement that the Constitution be written in the present tense. Mr. McLaughlin objected. Mr. McNealy seconded.

Mr. ^RRivers requested a roll call vote on his motion with the following result:

Yeas:	19 - Awes, Boswell, Doogan, H. Fischer, Hinckel, Londborg, McNealy, Marston, Nolan, Peratrovich, Poulsen, R. Rivers, V. Rivers, Robertson, Smith, Stewart, Taylor, Walsh, Mr. President
Nays:	34 - Armstrong, Barr, Buckalew, Collins, Cooper, Cross, Davis, Emberg, V. Fischer, Gray, Hellenthal, Hermann, Hilscher, Hurley, Johnson, Kilcher, King, Knight, Laws, Lee, McCutcheon, McLaughlin, McNees, Metcalf, Nerland, Nordale, Reader, Riley, Rosswog, Sundborg, Sweeney, VanderLeest, White, Wien
Absent:	2 - Coghill, Harris

and so the motion failed.

Mr. Sundborg announced that there would be no meeting of the Committee on Style and Drafting today.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 27, by Mr. McNealy, entitled ELECTION IN DISTRICT OTHER THAN PLACE OF RESIDENCE, was introduced, read the first time and referred to the Committee on Suffrage, Elections and Apportionment.

Mr. Hilscher asked unanimous consent that the following telegram be sent to Fred Waring:

"Fifty-five Alaskans are now in session at the University of Alaska drafting the Constitution for the future State of Alaska. This is the last time that a Constitution will be written for the admission of a state into the United States. Knowing your interest in Alaska and the affection Alaskans have for you and your inspiring rendition of the Alaska Flag Song, we would be highly honored if you and your crew would sing our state anthem and send the Constitutional Convention a recording which will be made a part of the permanent archives of this historic Convention. /Signed Herb Hilscher delegate to the Alaska Constitutional Convention."

Mr. Metcalf objected to the Convention sending the telegram although he was in favor of the idea. Mr. Hilscher moved. Mr. Johnson seconded.

Mr. Sundborg suggested Mr. Hilscher insert "delegates elected by the people of Alaska" after "fifty-five" and delete "Alaskans" to make it absolutely clear that this is an official body. Mr. Hilscher accepted the change.

Mr. Fischer suggested that the telegram be signed by the President of the Convention.

Mr. Sundborg moved and asked unanimous consent that the telegram be signed by the President.

Mr. Marston suggested that it be signed by both the President and Secretary. Mr. Sundborg accepted the change. There being no objection, Mr. Sundborg's motion was adopted.

Mr. Gray, Mr. Collins, Mr. Kilcher and Mr. Barr spoke in opposition to the Convention's expending money to send the telegram.

Mr. White spoke in favor of the motion.

Mr. Davis moved the previous question. Mr. Cooper seconded. There being no objection, the previous question was ordered.

The question being "Shall the Convention send the proposed telegram to Fred Waring?", on voice vote the motion carried.

There being no further business at this time, Mr. Buckalew moved and asked unanimous consent that the Convention recess until 1:30 o'clock p.m.

AFTER RECESS

Mr. Knight moved and asked unanimous consent that the Journal for the 18th Convention day be approved as read.

Mr. Davis asked unanimous consent that the following correction be made. Under "reports of select committees" delete "a" and make a plural out of "gavel". There being no objection it was so ordered. There being no further corrections, the Journal was ordered approved as corrected.

Mr. White rose to a point of order and asked that the delegates abide by the instruction adopted previously to advise the Chief Clerk of any corrections at least one-half hour before the convening of the session.

COMMUNICATIONS

Letter from Professor Lee H. Salisbury of the University of Alaska, inviting the delegates to attend the performance of "Bell, Book and Candle" Friday and Saturday of this week and offering complimentary tickets, was read.

The matter of a special bus at 5 p.m. came up for discussion and it was decided that there was no need for a special bus at this time.

Mr. McCutcheon moved and asked unanimous consent that the Convention meet Wednesday evening at 7:30 p.m. for the purpose of resolving into a Committee of the Whole to discuss bicameralism and unicameralism.

Mr. Doogan objected. Mr. Sundborg seconded.

Mr. Hellenthal moved to divide the question. Mr. McCutcheon asked unanimous consent to withdraw his motion. There being no objection, it was so ordered.

Mr. Hellenthal withdrew his motion to divide the question.

Mr. McCutcheon moved that the Convention assemble Wednesday for the purpose of discussion in Committee of the Whole the matter of bicameralism and unicameralism. Mr. McNees seconded.

Mr. Cooper rose to a point of order regarding the division of the question and that the question was not stated properly.

The President stated that he believed the point of order well taken.

Mr. McCutcheon pointed out that both he and Mr. Hellenthal had withdrawn their motions and that he had submitted a new motion and therefore Mr. Hellenthal's motion did not come to issue.

The President declared a short recess.

AFTER RECESS

The President ruled that Mr. Cooper's point of order would have been well taken if Mr. Hellenthal's motion had not been withdrawn.

Mr. Kilcher moved to amend Mr. McCutcheon's motion by adding "after the meeting of the Committee of the Whole the Convention shall take up the matter under discussion and definitely decide the issue." Mr. Sundborg objected. Mrs. Sweeney seconded.

Mr. Riley stated that the Convention could not control the Committee of the Whole.

Mr. Taylor pointed out that Mr. Kilcher's motion would take a two-thirds vote to pass because it was a request for a suspension of the rules.

Mr. Peratrovich rose to a point of order to state that the Convention could not tie the hands of the Committee of the Whole prior to its meeting.

Mr. R. Rivers, Mr. Doogan and Mr. Collins spoke on the point of order.

Mr. Hellenthal spoke on the reasons behind the request for the Committee of the Whole.

Mr. Fischer rose to a point of order to state that he believed Mr. Hellenthal was out of order because there was a point of order before the Convention which had not been disposed of.

The President stated that Mr. Fischer's point of order was well taken.

Mr. McCutcheon stated that he believed Mr. Hellenthal's remarks were pertinent under the point of order and if the President ruled otherwise he would appeal the ruling.

The President asked Mr. Hellenthal if he intended to address himself to the point of order at issue.

Mr. Hellenthal stated that he intended to do so and the President granted him the privilege to continue.

At the conclusion of Mr. Hellenthal's remarks, Mr. Peratrovich stated that the President should rule on the point of order.

The President requested Mr. Riley as Chairman of the Rules Committee to meet and resolve the question as to whether or not Mr. Kilcher's amendment to the motion was in compliance with Rule 23.

Mr. Kilcher moved and asked unanimous consent that he be allowed to withdraw his amendment. There being no objection, it was so ordered.

Mr. Kilcher asked unanimous consent that he be granted personal privilege of the floor to explain his reasons for withdrawing the motion. Mr. Fischer objected on the grounds that Mr. Kilcher was speaking on Mr. McCutcheon's motion. Upon Mr. Kilcher's stating he would speak only on the reasons for withdrawing his motion, the President granted Mr. Kilcher the privilege of the floor.

The question being "Shall the Convention meet on Wednesday for the purpose of meeting in Committee of the Whole to consider a unicameral or bicameral legislature?", on voice vote the motion carried.

Mr. Johnson moved that the Committee of the Whole meet at 7:30 p.m. Mr. Barr objected. Mr. McNees seconded. The roll was called with the following result:

Yeas: 32 - Armstrong, Collins, Cross, Davis, Doogan, Emberg, H. Fischer, V. Fischer, Gray, Hellenthal, Hilscher, Hinckel, Hurley, Johnson, King, Knight, Lee, McCutcheon, McLaughlin, McNees, Marston, Nerland, Nordale, Peratrovich, Poulsen, Riley, V. Rivers, Robertson, Smith, Sundborg, Wien, Mr. President

Nays: 19 - Awes, Barr, Boswell, Buckalew, Cooper, Hermann, Kilcher, Laws, Londborg, McNealy, Nolan, Reader, R. Rivers, Rosswog, Stewart, Sweeney, Taylor, Walsh, White

Absent: 4 - Coghill, Harris, Metcalf, VanderLeest

and so the motion passed.

Mr. Sundborg moved and asked unanimous consent that the secretariat make arrangements for a bus to leave the Nordale Hotel at 7 o'clock p.m. Wednesday, November 30. *There being no objection, it was so ordered.*

The President announced that Dr. Patty had requested that the delegates assemble at 1:50 Tuesday ~~so they could~~ go to the convocation in a body. The President also announced that Senator Knowland was due to arrive at 2 p.m. today and if ~~it is agreeable~~ *possible* ~~with the Senator~~ he will address the delegates at 9 a.m., Tuesday morning.

Mr. V. Rivers moved and asked unanimous consent that those members of the staff desiring to attend the convocation ceremonies be invited to do so. There being no objection, it was so ordered.

Mr. Rosswog announced a meeting of the Committee on Local Government at 3:30 p.m.

Mr. Nerland announced a brief meeting of the Committee on Finance on adjournment.

Mr. Johnson moved and asked unanimous consent that the prayer offered by Mr. Londborg be spread on the Journal in its entirety. Mr. Sundborg objected. Mr. Johnson moved. Mrs. Sweeney seconded. On voice vote the motion carried.

Mr. Kilcher moved that all prayers from now on be spread on the Journal. Mr. Sundborg seconded. Mr. McLaughlin moved to amend the motion by adding "of no more than 75 words" after "prayers". Mr. Buckalew seconded. On voice vote the amendment failed.

The question being "Shall all prayers from now on be spread on the Journal?", the roll was called with the following result:

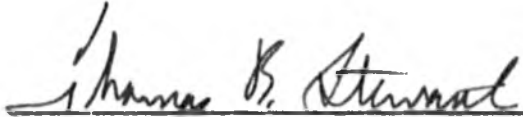
Ayes: 22 - Armstrong, Collins, Cooper, Doogan, H. Fischer, Hilscher, Johnson, Kilcher, King, Laws, Londborg, McLaughlin, McNealy, McNees, Nordale, Peratrovich, Poulsen, Smith, Stewart, Sweeney, Walsh, Wien

Nays: 29 - Awes, Barr, Boswell, Buckalew, Cross, Davis, Emberg, V. Fischer, Gray, Hellenthal, Hermann, Hinckel, Hurley, Knight, Lee, McCutcheon, Marston, Nerland, Nolan, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Sundborg, Taylor, White, Mr. President

Absent: 4 - Coghill, Harris, Metcalf, VanderLeest

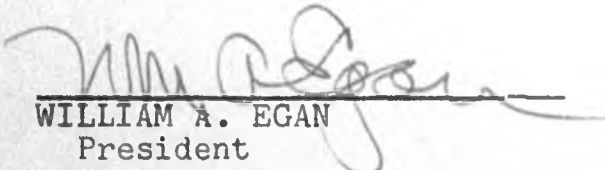
and so the motion failed.

Mr. Gray moved and asked unanimous consent that the Convention adjourn until 9 o'clock a.m., Tuesday morning.



THOMAS B. STEWART
Secretary

Attested:



WILLIAM A. EGAN
President

Constitutional Convention

Journal/14

Approved November 29, 1955

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE NINETEENTH CONVENTION DAY, Saturday, November 26, 1955

The Convention was called to order by President Egan at 9:00 o'clock a.m.

The Invocation was given by Reverend Charles C. Powers, pastor of the Church of the Nazarene in Totem Park.

Roll Call showed all present except Mr. Coghill,* Mr. Hurley, Mr. McCutcheon, Mr. Poulsen and Mr. V. Rivers. The President declared a quorum present.

Mr. White asked unanimous consent that the Journal for the Sixteenth Day be approved as read. There being no objection, it was so ordered.

Mr. Rosswog announced that the Committee on Local Government would meet at 11 a.m. rather than as scheduled.

Mr. Collins announced that the Committee on Direct Legislation would meet as scheduled.

Mr. Marston requested the privilege of the floor. Mr. Sundborg stated that since the soundscribing equipment was not operating perhaps Mr. Marston would like to delay his request. Without objection Mr. Marston withdrew his request for privilege of the floor at this time.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 23 by Mr. Robertson, entitled LEGISLATURE: TO CREATE A LEGISLATURE WITH QUALIFICATIONS OF ITS MEMBERS, AND TO ESTABLISH LEGISLATIVE AND SUB-LEGISLATIVE DISTRICTS, AND REPRESENTATION THEREFROM, AND TO REQUIRE DECENNIAL REAPPORTIONMENT, was introduced, read the first time and referred to the Committee on Legislative Branch.

Proposal No. 24, by Mr. Taylor, entitled SEAT OF GOVERNMENT, was introduced, read the first time and referred to the Committee on Resolutions and Recommendations.

Proposal No. 25, by Mr. McNealy, entitled LEGISLATURE TO DELEGATE AUTHORITY TO, AND RESTRICT, AGENCIES, was introduced, read the first time and referred to the Committee on Legislative Branch.

*Mr. Coghill excused in accordance with action taken by Convention, November 22.

19th Day, Saturday, Nov. 26

Mr. Metcalf, secretary of the Committee on Direct Legislation, stated that the Committee believed that Proposal No. 6 which had been referred to it should be referred to the Committee on Preamble and Bill of Rights. There being no objection, it was so ordered.

The President declared a short recess.

AFTER RECESS

Resolution by Mr. Kilcher pertaining to apportionment was introduced and at the request of the author was referred to the Committee on Suffrage, Elections and Apportionment.

Mr. Johnson asked unanimous consent that the Convention recess until 1:30 o'clock p.m. There being no objection, it was so ordered.

AFTER RECESS

Mrs. Sweeney announced that there would be no meeting of the Committee on Legislative Branch today.

The Secretary stated that the bus schedule had been changed effective Monday, November 28, and arrangements would have to be made regarding a five o'clock bus. This matter would be taken up on Monday.

Mr. White asked unanimous consent that the Convention revert to the introduction of resolutions. There being no objection, it was so ordered.

Mr. White introduced the following resolution on behalf of Mr. Riley and himself:

"RESOLUTION

Introduced by Mr. White and Mr. Riley

"Any person who appears before the Constitutional Convention or any of its Committees to offer testimony in support of, or in opposition to, any proposal or subject matter under consideration for inclusion in the Constitution of the State of Alaska shall first register with the Secretary of the Convention and shall identify himself as to principal business pursuit. He shall state also whether he appears before the Convention or any of its Committees in an individual or in a representative capacity. If in a representative capacity, he shall be required to state whom he represents in advocating or opposing the inclusion of any subject matter in the said Constitution."

Mr. White moved the adoption of the resolution and asked unanimous consent. Mr. Gray objected. Mr. Sundborg seconded.

Mr. Johnson rose to a point of order that the resolution should be referred to a committee for action, under Rule 53.

The President declared a short recess.

The President stated that Mr. Johnson's point of order was not taken under Rule 53.

Mr. Hellenthal, Mr. McNealy and Mr. Peratrovich spoke in opposition to the resolution.

Mr. V. Fischer moved and asked unanimous consent that the resolution be referred for review and recommendation to the Rules Committee. Mr. Taylor objected. Mr. Riley seconded. On voice vote the motion carried and the resolution was referred to the Rules Committee.

Mr. Marston asked for and was granted personal privilege of the floor to speak on granting land to natives at Unalakleet.

Mr. Marston asked unanimous consent that the Convention revert to the introduction of proposals.

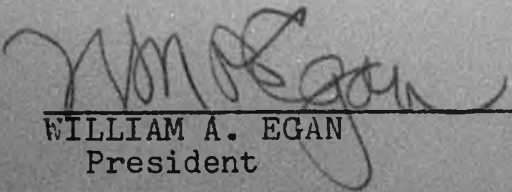
INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 26, by Mr. Marston, entitled DISPOSAL OF STATE LANDS TO ACHIEVE CERTAIN SOCIAL AND ECONOMICALLY BENEFICIAL PURPOSES, was introduced, read the first time and referred to the Committee on Resources.

Mr. Davis moved and asked unanimous consent that the Convention adjourn until 9:00 o'clock a.m., Monday morning. There being no objection, it was so ordered.

THOMAS B. STEWART
Secretary

Attested:



WILLIAM A. EGAN
President

Constitutional Convention
Journal/13
Approved Nov. 28, 1955

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE EIGHTEENTH CONVENTION DAY, Friday, November 25, 1955

The Convention was called to order by President Egan at 9:00 o'clock a.m.

The Invocation was given by Reverend Richard Lambert of St. Matthew's Episcopal Church of Fairbanks.

Roll call showed all present except Mr. Hurley, Mr. McCutcheon, Mr. Poulsen and Mr. V. Rivers. The President declared a quorum to be present.

Mr. Knight asked unanimous consent that the Journal for the Fifteenth Day be approved with the following corrections: change date to November 22, on page 1 at top and bottom of page. There being no objection, the Journal was ordered approved as corrected.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 19, by Mr. Johnson, entitled DEALING WITH THE DISTRIBUTION OF POWERS, was introduced, read the first time and referred to the Committee on Preamble and Bill of Rights.

REPORTS OF SELECT COMMITTEES

Mr. Buckalew reported that the Committee appointed to obtain gavels for the use of the Convention had had them appropriately engraved and returned to the President.

The President asked the Sergeant-at-Arms to return Mrs. Hermann's gavel to her and asked Mr. Buckalew to read the following inscription which had been placed on the gavel:

"Gavel used by Hon. B. Frank Heintzleman to open Alaska Constitutional Convention, University of Alaska, 1955, Mildred R. Hermann, President Pro-tem"

The President again congratulated Mrs. Hermann on the wonderful way she handled her job as temporary president of the Convention.

At the request of Mr. Buckalew, the President read the following inscription on the gavel to be used during the Convention:

18th Day, Friday, Nov. 25

"Official Gavel, Alaska Constitutional Convention, 1955,
University of Alaska, William A. Egan, President"

Mr. Buckalew read the inscription which was placed on the
letter opener given the President as follows:

"Presented to William A. (Wild Bill) Egan, President, Alaska
Constitutional Convention, by Delegates"

Mr. Robertson stated that the Chairman of the Committee on
Resolutions had a report to make.

Mr. Cross, Chairman of the Committee on Resolutions, stated
that the report would be delayed a day or two.

The President asked that the delegates address the Chair
immediately on arising in order to aid him in recognizing a
delegate due to the seating arrangement which makes it difficult
for the President to see all corners of the room.

Mr. Collins announced a meeting of the Committee on ~~Ordinances~~
on schedule. *Direct Legislation*

Mr. Coghill announced a meeting of the Committee on Administra-
tion on schedule.

Mrs. Sweeney announced that the Committee on Legislative Branch
would not meet as scheduled, but would meet with the Committee on
Suffrage, Elections and Apportionment.

Mr. Davis asked unanimous consent that the Convention recess
until 1:30 p.m. There being no objection, it was so ordered.

AFTER RECESS

Mr. Taylor moved and asked unanimous consent that the Convention
revert to introduction of proposals.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 20, by Mr. Hinckel, entitled TO LIMIT THE ASSESSED
VALUATION OF A SINGLE FAMILY DWELLING, OCCUPIED BY THE OWNER AS A
HOME AND PLACE OF RESIDENCE, AND THUS ENABLE THE UNRESTRICTED
IMPROVEMENT OF SUCH PROPERTY AS THE FANCY AND ABILITY OF THE OWNER
PERMITS; WITHOUT FEAR THAT CHANGES IN CLASSIFICATION, METHODS OF
ASSESSMENT, FLUCTUATIONS IN MONETARY VALUES OR RETIREMENT OF THE
OWNER ON FIXED INCOME WOULD PRECLUDE THE POSSIBILITY OF RETENTION
OF THE PROPERTY AS A HOME AFTER YEARS OF PLANNING AND CREATION,
was introduced, read the first time, and referred to the Committee
on Finance and Taxation.

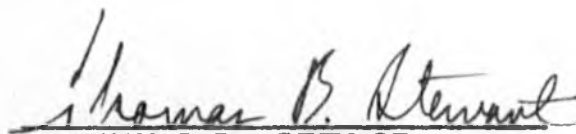
Proposal No. 21, by Mr. Harris, entitled RIGHT OF SELF-DETERMINATION, was introduced, read the first time and referred to the Committee on Preamble and Bill of Rights.

Proposal No. 22, by Mr. Taylor, entitled JUDICIAL BRANCH, was introduced, read the first time and referred to the Committee on Judiciary Branch.

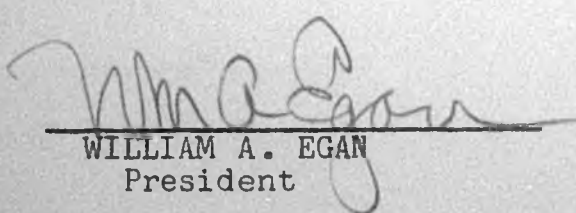
Mr. Buckalew asked unanimous consent that the committee to purchase gavels be discharged. There being no objection, it was so ordered.

Mr. King asked unanimous consent that an oil painting available through the University of Alaska be hung in back of the President's chair for the duration of the Convention. There being no objection, it was so ordered. The President appointed Mr. King and Mrs. Sweeney as a committee to take care of the matter.

Mr. Buckalew moved and asked unanimous consent that the Convention adjourn until 9 o'clock A.M., Saturday morning. There being no objection, it was so ordered.


THOMAS B. STEWART
Secretary

Attested:


WILLIAM A. EGAN
President

Constitutional Convention

Journal/12

Approved November 26, 1955

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE SIXTEENTH CONVENTION DAY, Wednesday, November 23, 1955

The Convention was called to order by President Egan at 9:00 o'clock a.m.

The Invocation was given by Reverend Jess W. Thompson, pastor of the Fairbanks Evangelical Lutheran Church.

Roll call showed all delegates present. The President declared a quorum present.

Mr. Doogan, member of the committee to read the Journal, asked unanimous consent that the Journal for the Fourteenth Day be approved with the following corrections: on page 4, paragraph 1, strike the second "that". On page 5 correct spelling of Mr. Hilscher's name. There being no objection, it was so ordered.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 18, by Mr. Emberg and Mr. Hellenthal, entitled NATURAL RESOURCES: MAXIMUM PUBLICITY AND PUBLIC HEARING AFTER NOTICE, WHERE DISPOSAL OF NATURAL RESOURCES INVOLVED, was introduced, read the first time and referred to the Committee on Resources.

Mr. R. Rivers asked unanimous consent that the convention recess until 1:30 p.m.

AFTER RECESS

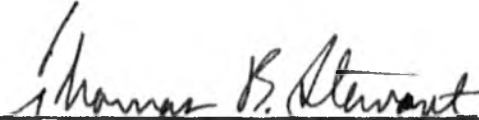
Communication from the President of the University of Alaska advised the convention of the special convocation to be held November 29, at 2 o'clock p.m. to hear speeches by Senator Knowland and former Governor Gruening. At the end of the ceremony, honorary degrees will be presented to these two outstanding men. A special invitation was extended for the delegates to attend in a body.

Mr. Johnson moved and asked unanimous consent that the convention accept the invitation of the President of the University of Alaska and recess November 29, in time to attend the convocation in a body. There being no objection, it was so ordered.

16th Day, Wednesday, Nov. 23

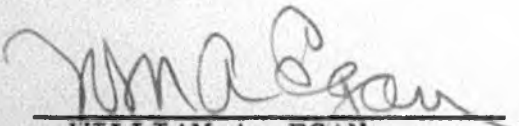
Mr. Sundborg asked whether an answer to the convention's invitation to Senator Knowland had been received and added that since the convention would be attending the convocation perhaps it would be an imposition to ask him to address the convention separately. The President announced that since no answer had been received from Senator Knowland the matter would be taken up with the Senator on his arrival.

Mr. Buckalew moved and asked unanimous consent that the convention adjourn until Friday morning at 9 o'clock a.m. There being no objection, it was so ordered.



THOMAS B. STEWART
Secretary

Attested:



WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE FIFTEENTH CONVENTION DAY, Tuesday, November ²²~~18~~, 1955

The Convention was called to order at 9:00 o'clock A.M. by President Egan.

The following Invocation was given by Reverend Victor Alfsen, minister of the First Presbyterian Church of Fairbanks:

"Let us pray. Almighty God, unto Whom all hearts are opened, all desires known, and from Whom no secrets are hid, deliver this assembly, O Lord, from arrogance and from impatience, from wilful misunderstanding of each other's difficulties. And grant unto each member a full measure of kindness and love, through Christ, Our Lord. Amen."

Roll call showed all present. The President declared a quorum present.

COMMUNICATIONS

Letter from Cyril A. Coyne, Mayor of Skagway, regarding the provision of a right-to-work clause in the Constitution was read. The letter was referred to the Committee on Preamble and Bill of Rights. Mr. Johnson requested a copy of the letter. The President ordered that Mr. Johnson be furnished a copy of the letter.

Mr. Marston moved and asked unanimous consent that letters be written to General Atkinson, General Bennett and General Ruggles expressing the Convention's appreciation for the fine instruction given during the visit to Ladd Field, as well as for the dinner party. There being no objection, it was so ordered.

COMMITTEE REPORTS

Mr. Smith, Chairman of the Committee on Resources, announced a meeting of the Committee at 11 A.M. in the Convention Hall for the purpose of meeting with Delegate Bartlett to discuss the relationship between the enabling acts and the constitution. The Chairman also announced that the Committee on Resources will hold its first public hearing, Saturday afternoon, December 3.

Mr. Rosswog announced that the Committee on Local Government would meet at 11 o'clock this morning.

Mr. Collins announced that the Committee on Direct Legislation would meet as scheduled.

Mr. Coghill announced that the Committee on Administration would meet as scheduled.

Mr. Cross announced that the Committee on Resolutions would meet immediately on recess in the gallery.

Mr. Sundborg announced a meeting of the Committee on Style and Drafting at 11 A.M. as scheduled.

PRESENTATION OF RESOLUTIONS

Resolution by Mr. Kilcher to restore the original name of "Denali" to the mountain now called "Mt. McKinley" was introduced.

Mr. Kilcher asked unanimous consent that the Rules be suspended and the resolution be advanced to third reading. Mr. Sundborg objected. Mr. Kilcher moved. Mr. Peratovich seconded.

Mr. Taylor rose to a point of order regarding advancing a resolution to third reading immediately following introduction and omitting second reading.

The President declared a short recess.

AFTER RECESS

The President ruled that in absence of any definite instruction, such as the legislature has in the Organic Act, a suspension of the rules advancing a resolution to third reading was in order.

Mr. Davis called for a roll call vote.

Mr. Robertson requested the reading of the resolution.

The Secretary read the resolution.

Mr. Hellenthal rose to a point of order that this Convention had no jurisdiction over the matter raised in the resolution because of a resolution adopted which stated the Constitution should be a document of fundamental principles.

The President ruled that a resolution would not necessarily become part of the constitution. It might be a directive for some matter to be taken under consideration.

The question being, "Shall the rules be suspended and Mr. Kilcher's resolution advanced to third reading?", the roll was called with the following result:

- Ayes: 6 - Collins, Harris, Kilcher, Peratrovich, Stewart, Smith
- Nays: 49 - Armstrong, Awes, Barr, Boswell, Buckalew, Coghill, Cooper, Cross, Davis, Doogan, Emberg, H. Fischer, V. Fischer, Gray, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Johnson, King, Knight, Laws, Lee, Londborg, McCutcheon, McLaughlin, McNealy, McNees, Marston, Metcalf, Nerland, Nolan, Nordale, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, Mr. President

and so the request for suspension of the rules failed and the resolution was referred to the Committee on Resolutions.

Mr. White reported that his committee had read the Journal for the eleventh day and asked that it be approved with the following changes: Page 2, paragraph 2, add "V." before Rivers. Page 2, paragraph one under Committee Reports, change "memorandum" to "memoranda". Mr. Doogan asked that he be shown as present on the roll call. There being no objection, the Journal was approved with the foregoing corrections.

Mr. Taylor moved that the Convention unanimously approve the installation of the tables and chairs for the seating of the delegates. Mr. Marston seconded. Mr. Johnson asked unanimous consent. There being no objection, it was so ordered.

The Secretary announced that additional copies of the Statehood Committee studies were available to those delegates who may have received copies which were not bound correctly.

The Secretary also announced that the entertainment scheduled for the delegates at Eielson Air Force Base had been postponed.

Mr. Johnson asked unanimous consent that the Convention recess until 1:30 P.M. There being no objection, it was so ordered.

AFTER RECESS

Mr. Johnson asked unanimous consent that the Convention revert to introduction of proposals. There being no objection, it was so ordered.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 16, by Mr. Johnson, entitled A SUGGESTED PREAMBLE, was introduced, read the first time and referred to the Committee on Preamble and Bill of Rights.

Proposal No. 17, by Mr. Taylor, entitled PUBLIC WELFARE, was introduced, read the first time and referred to the Committee on

Executive Branch. Mr. Doogan stated he believed the proposal should be referred to the Committee on Preamble and Bill of Rights.

Miss Awes suggested that since the Committee on Preamble and Bill of Rights had had an earlier proposal on the same subject referred to it, it might be best for all proposals dealing with the same subject to be referred to the same committee.

The President announced that the earlier Committee referral be changed and Proposal No. 17 would be referred to the Committee on Preamble and Bill of Rights.

The President announced a meeting of the secretaries of all Standing Committees at 1 o'clock p.m., Wednesday in Room 208.

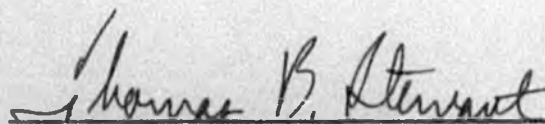
Letter from Acting Governor Waino E. Hendrickson, requesting a leave of absence for John B. Coghill to attend the President's White House Conference on Education, was read.

The President stated Mr. Coghill would be absent approximately nine days and that without objection the President would adhere to the request from the Governor of Alaska and allow Mr. Coghill a leave of absence in order to attend the White House Conference. There being no objection, it was so ordered.

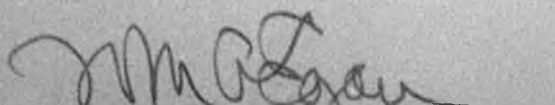
Mr. Johnson asked unanimous consent that the prayer given at the morning session be spread in its entirety upon the Journal. There being no objection, it was so ordered.

Mr. McNealy announced a meeting of the Committee on Ordinances immediately following adjournment.

Mr. Johnson moved and asked unanimous consent that the Convention adjourn until 9 o'clock a.m., Wednesday morning.


THOMAS B. STEWART
Secretary

Attested:


WILLIAM A. EGAN
President

Connected

Constitutional Convention
Journal/10
Approved Nov. 23, 1955

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE FOURTEENTH CONVENTION DAY, November 21, 1955

The Convention was called to order by President Egan at 9:00 o'clock A.M.

The Invocation was given by Reverend John C. Stokes, Minister of the University Community Presbyterian Church.

Roll call showed all delegates present. The President declared a quorum present.

Mr. Riley, Chairman of the Rules Committee, asked that the report of the Rules Committee scheduled to be a first order of business be made a special order of business at the afternoon session. There being no objection, it was so ordered.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 9, by Victor Fischer, entitled AN ARTICLE ON EDUCATION, HEALTH AND WELFARE, was introduced, read the first time and referred to the Committee on Preamble and Bill of Rights.

Proposal No. 10, by Victor Fischer, entitled INTERGOVERNMENTAL RELATIONS, was introduced, read the first time and referred to the Committee on Resolutions and Recommendations.

Proposal No. 11, by Mr. Harris, entitled LOCATION OF THE STATE CAPITAL, was introduced, read the first time and referred to the Committee on Legislative Branch.

Proposal No. 12, by Mr. Davis, entitled PERTAINING TO THAT SECTION OF THE CONSTITUTION RELATIVE TO THE ESTABLISHMENT OF THE JUDICIAL BRANCH OF THE GOVERNMENT OF THE STATE OF ALASKA, was introduced, read the first time and referred to the Committee on the Judiciary Branch.

RESOLUTIONS

Resolution regarding the location of the State Capital was introduced by Mr. Poulsen and referred to the Committee on the Legislative Branch.

Mr. V. Rivers moved and asked unanimous consent that the Convention recess until 1:30 o'clock P.M. There being no objection, it was so ordered.

AFTER RECESS

Consideration of the Journal

Mr. Knight, member of the committee assigned to reading the Journal, reported the following changes in the Journal for the tenth day: on page 2 insert the word "appointed" on lines 12 and 15. Page 2, line 24, change "proposal" to "principle". Page 3, line 14 change "of" to "at". Page 4, sixth line from the bottom of page typographical error in "remarks".

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

Mr. Johnson asked unanimous consent to revert to the introduction of proposals.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 13, by Mr. Johnson, entitled DEFINING INHERENT RIGHTS, was introduced, read the first time and referred to the Committee on Preamble and Bill of Rights.

Proposal No. 14, by Mr. Johnson, entitled THE EXECUTIVE, was introduced, read the first time and referred to the Committee on the Executive Branch.

Proposal No. 15, by Mr. Smith, entitled TO MAKE PROVISIONS OF CONSTITUTION MANDATORY, was introduced, read the first time and referred to the Committee on the Executive Branch.

Mr. Riley asked that the Convention revert to Committee Reports.

Mr. Riley stated that the Rules Committee reported adversely on Mr. Sundborg's amendment to Rule 50 which had been referred to it. He submitted a committee redraft of Rule 50 for the consideration of the convention, but stated that before action was taken on the redraft Mr. Sundborg's motion should be disposed of.

The question being "Shall Mr. Sundborg's motion to amend Rule 50 be adopted?", the roll was called with the following result:

Ayes: 4 - Buckalew, Collins, Kilcher, Sundborg

Nays: 50 - Armstrong, Awes, Barr, Boswell, Coghill, Cooper, Cross, Davis, Emberg, H. Fischer, V. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Johnson, King, Knight, Laws, Lee, Londborg, McCutcheon, McLaughlin, McNealy, McNees, Marston, Metcalf, Nerland, Nolan, Nordale, Peratrovich, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, Mr. President.

Absent: 1 - Doogan

And so the motion failed.

Mr. Smith moved that the redraft of Rule 50 as proposed by the Rules Committee be adopted. Mr. Taylor seconded. Mr. Sundborg moved to amend Mr. Smith's motion to rephrase it. Mr. Smith and Mr. Taylor accepted the amendment.

The motion read as follows:

"Mr. Smith moved to strike Rule 50 and in lieu thereof insert the following:

Rule 50. After all proposals which are to be included in the Constitution have been agreed upon the Convention shall refer them to the Committee on Style and Drafting for final arrangement in proper order and form.

When the Committee submits the Constitution in proposed final form for adoption, any part of the document may, by an affirmative vote of at least 37 Delegates, be opened for specific amendment by reversion to second reading. Should the proposed document be amended it shall again be referred to the Committee on Style and Drafting. After the report of the Committee, the Constitution in final form shall be adopted by the Convention by the affirmative vote of at least 28 Delegates. "

Mrs. Hermann asked unanimous consent that a comma be added in the first sentence after "upon". There being no objection, it was so ordered.

Mr. Kilcher pointed out that in effect the redraft had not changed the original language of Rule 50 and the objective he had been trying to reach when he objected to the rule earlier is taken care of in the rule which allows the convention to rescind action.

Mr. McLaughlin moved the previous question. Mr. Buckalew seconded. Mr. Taylor asked unanimous consent. Mr. Sundborg objected. On voice vote the previous question was ordered.

The question being, "Shall Rule 50 as redrafted by the Rules Committee be adopted?", the roll was called with the following result:

Ayes: 47 - Armstrong, Awes, Barr, Boswell, Buckalew, Coghill, Collins, Cooper, Cross, Davis, Emberg, H. Fischer, Gray, Hellenthal, Hilscher, Hinckel, Hurley, Johnson, Kilcher, King, Knight, Laws, Lee, Londborg, McLaughlin, Marston, Nerland, Nolan, Nordale, Peratovich, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, Mr. President.

Nays: 7 - V. Fischer, Harris, Hermann, McCutcheon, McNealy,
McNees, Metcalf

Absent: 1 - Doogan

And so the Rule was adopted.

Mr. Sundborg asked unanimous consent that in making Rule 50 part of the permanent rules ~~that~~ it be typed as one paragraph. There being no objection, it was so ordered.

Mr. Smith asked unanimous consent that the Convention revert to Committee Reports. There being no objection, it was so ordered.

Mr. Smith reported that the Resources Committee would like to request the services of Ernest R. Bartley and Vincent Ostrom as consultants to the Committee. The President announced that the request would be taken under advisement by the President and the Secretary.

Mr. Hellenthal announced that Committee VI, Committee on Suffrage, Elections and Apportionment, would hold the first of what may be a series of public hearings at 11 o'clock Saturday, November 26. The meeting will be held in the Committee's regular meeting room, but will adjourn to a larger meeting place if necessary. The Committee will consider any matter pertinent to the business of the Committee.

Miss Awes announced that Committee V, Committee on Preamble and Bill of Rights will hold a public hearing on Saturday morning at 9:30 in the Committee Room. Committee V will not meet on Tuesday, but will hold its regular meeting on Wednesday.

Mr. Sundborg reported that the Committee on Style and Drafting would like to request the services of Jack McKay for the duration of the Convention and specifically that the Legislative Council be asked to assign Mr. McKay to the Convention with the Council to pay his salary and the Convention to pay his per diem. The President stated that without objection the President and Secretary would request the Legislative Council to assign Mr. McKay to the Convention.

Mr. McNees asked whether Mr. McKay's services would be available for other Committee work. Mr. Sundborg stated that that would be the case.

Mr. Robertson asked what the procedure would be as to the author of a proposal amending it without going to the Committee.

The President stated he believed the amendment would have to go before the Committee.

Mr. Riley, Chairman of the Rules Committee stated one possible way would be to submit another proposal.

Mrs. Hermann stated there would be no reason why the author could not amend his proposal in second reading.

The President stated the author of a proposal could always ask to have the proposal withdrawn.

It was announced that the Committee on Judiciary would hold its meeting at 4 p.m. at TV station KTVF and through the kindness of Mr. Nerland a TV set had been placed in the lounge so that the delegates could watch the meeting.

Mr. Sundborg asked whether it would be possible to have a report from Mr. Carozza on the soundscribing equipment.

Mr. McNealy asked unanimous consent that the Convention resolve itself into a Committee of the Whole to hear from Mr. Carozza.

Mr. McNees reminded the delegates that precious committee time was being taken up when the Convention did not adjourn on schedule.

The President appointed Mr. Hilscher to preside over the Committee of the Whole.

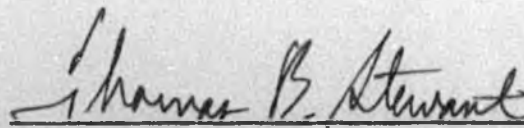
Upon the completion of Mr. Carozza's statement, Mr. McLaughlin moved and asked unanimous consent that the Committee of the Whole rise and report. There being no objection, it was so ordered.

Mr. Kilcher asked that the President address Mr. Hilscher and himself by their first names to avoid confusion. The President advised Mr. Kilcher that he would do so.

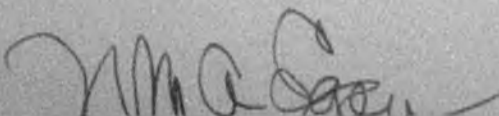
Mr. Hellenthal moved and asked unanimous consent that the Convention adjourn until 9 A.M. Tuesday morning.

Mr. McNealy announced a meeting of Committee IV on recess.

There being no objection to the request for adjournment, it was so ordered.


THOMAS B. STEWART
Secretary

Attested:


WILLIAM A. EGAN
President

Chief Clerk

ALASKA CONSTITUTIONAL CONVENTION

Nov. 22, 1955

JOURNAL OF THE ELEVENTH CONVENTION DAY, November 18, 1955

The Convention was called to order at 9:00 o'clock A.M. by President Egan.

The Invocation was given by Reverend Robert Sheppard of the First Church of the Nazarene of Fairbanks.

Roll call showed all present. ~~except Mr. Deegan.~~

The President declared a quorum present.

Announcement was made that the Co-op Drug lunch room in Fairbanks would be open at 7:55 A. M. daily for the convenience of Delegates.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 7 by Mr. Johnson, entitled DEALING WITH WILDLIFE CONSERVATION, was introduced, read the first time and referred to the Committee on Resources.

COMMITTEE ANNOUNCEMENTS

Mr. Davis announced a meeting of Committee III at 11 A.M.

Mr. Cross announced a meeting of Committee XIV, on recess.

Miss Awes announced a meeting of Committee V, on recess.

Mr. McLaughlin announced a meeting of Committee IX at the established time.

Mr. McNealy announced that Committee IV would not meet until Monday.

Mr. V. Rivers announced that Committee VIII would meet on recess.

Mr. Smith announced that Committee X would meet at the scheduled time.

Mr. Rosswog announced that Committee XII would meet at the scheduled time. He reported that the committee continued its study of staff papers and had agreed to join the TV program set up locally. The Committee had also decided to call in a consultant, Mr. Weldon Cooper.

Mr. Collins announced that Committee XIII would meet Monday at the scheduled time.

Mr. Buckalew asked unanimous consent that the Convention adjourn until 9 o'clock Monday morning.

Mr. McLaughlin objected. Mr. Buckalew moved. Mr. [✓]Rivers seconded. On voice vote the motion failed.

Mr. Barr asked unanimous consent that the Convention recess until 1:30 P. M. today. Mr. Taylor objected for information. Mr. Taylor withdrew his objection. There being no further objection, the Convention recessed until 1:30 P.M.

AFTER RECESS

Mr. Robertson asked unanimous consent that the Convention revert to introduction of proposals. There being no objection, it was so ordered.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 8, by Mr. Robertson, entitled: LEGISLATURE: TO CREATE A LEGISLATURE WITH QUALIFICATIONS OF ITS MEMBERS, AND TO ESTABLISH LEGISLATIVE AND SUBLEGISLATIVE DISTRICTS, AND REPRESENTATION THEREFROM, AND TO REQUIRE DECENNIAL REAPPORTIONMENT was read the first time and referred to the Committee on Legislative Branch.

Mr. Hellenthal rose to a point of order regarding the assignment of Proposal No. 8 to the Legislative Branch only since the proposal was concerned also with reapportionment and should be assigned to the Committee on Suffrage, Elections and Apportionment.

The President stated Mr. Hellenthal was correct and that Committee VII should refer Proposal 8 to Committee VI, Committee on Suffrage, Elections and Apportionment later.

Mr. Coghill asked unanimous consent that the Convention revert to Committee reports. There being no objection, it was so ordered.

COMMITTEE REPORTS

Mr. Coghill submitted Administrative Committee Report No. 3 covering the following: The Officers of the Committee are Mr. Hilscher, vice chairman and Mrs. Sweeney, secretary. Additional American and Alaskan flags for the Convention Hall have been ordered. A weekly report on finances, personnel, etc., will be made to the Convention. The secretariat is completely organized. Memorandum ~~a~~ regarding the library and use of consultants have been issued. A memorandum regarding official business long distance calls and telegrams will be issued.

Mr. Coghill asked unanimous consent for the acceptance of the report. There being no objection, it was so ordered.

The President, with the consent of the Convention, announced that only a summary of committee reports would be placed in the daily journal and that the report would be filed.

Mr. Rosswog announced that the Committee on Local Government would meet at the scheduled time and would hold an extra meeting Saturday at 1 o'clock P. M. at #6 Alaskan Inn.

The Secretary announced that there was a special room set aside for delegates equipped with typewriters for their use.

Mr. Riley announced a brief meeting of the Rules Committee on adjournment.

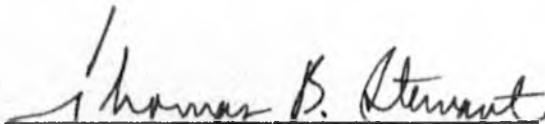
Mr. Johnson called for the approval of the Journal.

The President announced that in line with action adopted yesterday, the Journal would be approved at the next session of the Convention.

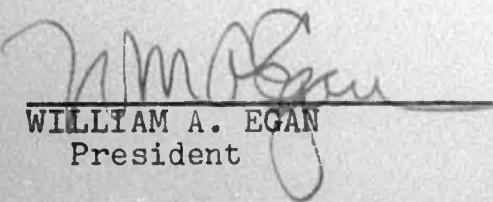
Mr. Knight asked for personal privilege of the floor to extend birthday wishes to Mr. Maurice T. Johnson.

The President requested the Journal show **that** immediately following adjournment the delegates partook of a delicious birthday cake in honor of Mr. Johnson's birthday.

Mr. Gray moved and asked unanimous consent for adjournment until 9 o'clock Monday morning. There being no objection, it was so ordered.


THOMAS B. STEWART
Secretary

Attested:


WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE TENTH CONVENTION DAY, November 17, 1955

The Convention was called to order by President Egan at 9:00 o'clock A.M.

The Invocation was given by Reverend A. E. Purviance, Minister of the First Methodist Church of Fairbanks.

Roll call showed all present except Mr. R. Rivers. The President declared a quorum present.

COMMUNICATIONS

Telegram from C. E. Peck, Grand Secretary, Alaska Native Brotherhood sending greetings to the delegates from the delegates seated in the Forty-third annual convention of the Alaska Native Brotherhood and Sisterhood at Petersburg, was read and ordered filed.

Communication from the President of the University of Alaska calling the delegates' attention to a special lecture series at the University Gymnasium Thursday evening November 17--the speaker to be Dr. Thomas R. Davis of the Arctic Aeromedical Laboratory was read.

Announcement of the Music Department's fall concert at the University Sunday, November 20, at 3 P. M. was read.

Resolution from the League of Alaskan Cities extending greetings to the Constitutional Convention, stating its interest in a good and equitable solution to the local government needs of Alaska and offering its help in every possible way, was read and ordered filed.

STANDING COMMITTEE REPORTS

Mr. Cross, Chairman of the Committee on Resolutions and Recommendations submitted the following report:

"Whereas the Convention on November 14, 1955, referred to this Committee for action the following motion, which was made by R. E. Robertson and seconded by Maurice T. Johnson, namely:

'I move that it is the intent of this convention that the Constitution should be a document of fundamental principles of basic law, and contain only the framework for state government, with all the details to be ordained in the discretion of future legislatures.'

"Now, upon consideration of said motion,

IT IS RECOMMENDED that it be adopted and enacted by the Convention in the following amended form, viz.:

'I move that it is the intent of this convention that the Constitution should be a document of fundamental principles of basic government, and contain the framework for state government.'

Mr. Robertson moved the adoption of the report. Mr. Johnson seconded and asked unanimous consent. There being no objection, it was so ordered.

Mr. Collins, Chairman of Committee XIII, Committee on Direct Legislation, announced that the Committee had met and elected Mr. Taylor, vice chairman and ~~Mr. Metcalf~~, secretary.

Mr. Hellenthal, Chairman of Committee VI, Committee on Suffrage, Elections and Apportionment, announced that the Committee had met and elected Mr. Cooper, vice chairman and ~~Mr. Gray~~ secretary.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 4 by Mr. Robertson, entitled FINANCE: TO LIMIT THE AMOUNT OF CURRENT, BONDED, AND OTHER INDEBTEDNESS TO WHICH THE STATE, MUNICIPALITIES, SCHOOL DISTRICTS, PUBLIC UTILITY DISTRICTS, AND OTHER TAXING AUTHORITY DISTRICTS SHALL BE SUBJECTED OR WHICH THEY MAY INCUR was introduced, read the first time and referred to the Committee on Finance and Taxation.

Mr. V. Rivers asked in regard to Proposal No. 4, and with reference to the resolution just adopted, whether it was a fundamental ~~proposal~~ of basic government to limit debt. *principle*

The President pointed out that the resolution states "it is the intent" and that the outcome of any such proposal will be left to the judgment of the membership of the Convention.

Proposal No. 5, by Mr. Robertson, entitled DEFINITION OF NATURAL RESOURCES AND THEIR CONTROL was introduced, read the first time and referred to the Committee on Natural Resources.

Proposal No. 6, by Mr. Johnson and Mr. Coghill, entitled EDUCATION was introduced, read the first time and referred to the Committee on Direct Legislation.

The privilege of the floor was granted to Colonel Sawtelle of Ladd Air Force Base who discussed the plans for the tour of the Base to be conducted on Saturday, November 19. Colonel Sawtelle also extended greetings to the delegates from Lt. General Joseph H. Atkinson and Brig. General T. Alan Bennett.

Mr. Hellenthal moved that the Convention adjourn Friday until Monday morning at 9:00 o'clock for the purpose of attending the Saturday activities planned at Ladd Air Force Base. Mr. Buckalew seconded. The motion was adopted by voice vote.

Mr. Johnson asked unanimous consent for a two-minute recess. There being no objection, it was so ordered.

AFTER RECESS

Mr. Knight moved and asked unanimous consent that the Secretary be instructed to write a letter of thanks to the Fairbanks Chamber of Commerce for the wonderful party given in honor of the delegates Wednesday, November 16. There being no objection, it was so ordered.

Mr. Cooper moved that the Rules be suspended and that reconsideration be given to the vote for adjournment of a full day on Saturday.

The President announced that the maker of the original motion planned to amend his motion ~~of~~ ^{at} the afternoon session.

Mr. Cooper withdrew his motion.

The Secretary announced a change in the schedule for the Ladd Field activities in that a bus would leave Ladd Field for Fairbanks at 10:00 p.m. instead of midnight.

COMMITTEE ANNOUNCEMENTS

Mr. Davis announced a meeting of the two subcommittees of the Committee on Style and Drafting at the scheduled time of the full Committee's meeting.

Mr. Coghill announced a meeting of the Committee on Administration at the usual time.

The President announced a meeting of the Committee Chairmen at 1 p.m. this afternoon.

Mr. Gray moved and asked unanimous consent that the Convention recess until 1:30 p.m. There being no objection, it was so ordered.

AFTER RECESS

The President called for the report of the Committee assigned to read and correct the Journal.

Mr. Doogan reported the following corrections *to the Journal for the 9th day*

On page 2 it should be noted that it is Mr. R. Rivers, every other time Mr. Rivers is mentioned it should be Mr. V. Rivers. On page 5 change "paid salary and per diem" to "shown present on roll call" and delete the next two sentences. On page 6 add "the following morning" to the sentence before Committee Announcements.

Miss Awes pointed out that the secretaries of committees are appointed and the Journal should be corrected accordingly.

There being no further corrections, Mr. Doogan asked unanimous consent that the Journal be approved as corrected. There being no objection, it was so ordered.

Mr. White asked unanimous consent for the adoption of the following report of the special committee in charge of reading the Journal:

"CONVENTION POLICY AS TO READING AND CORRECTING THE JOURNAL

1. That copies of the journal be placed on delegates' desks as soon as possible.
2. That the journal be read for approval at the opening session of the second day following the date of the journal.
3. That delegates be responsible for reporting errors and changes to chief clerk's office prior to one-half hour before the convening of the opening session of the second day following the date of the journal.
4. The report of the committee on reading the journal be accepted as final subject to ruling by the chair.
5. That it shall be the policy of the committee to dispense with the reading of the journal except for changes, except when otherwise requested. That two copies only--one in possession of the Secretary of the Convention and one in possession of the committee--be corrected, except in cases of important changes, when such changes will be re-mimeographed."

Mr. Hellenthal objected. Mr. White moved. Mr. Doogan seconded. Mrs. Sweeney objected. On voice vote the report was adopted.

Mr. Hellenthal asked that the record show it is in the interest of this convention and of matters properly before this convention that the delegates visit Ladd Air Force Base on Saturday, November 19. He added that there are many problems involving the military which will come before virtually every committee and it is the proper business of the convention to visit this military installation.

Mr. Hellenthal asked unanimous consent that a summary of his remarks be included in the Journal. Mr. Buckalew objected. Mr. Hellenthal moved. Mr. Barr seconded. Discussion followed.

Mr. Hurley rose to a point of order on the propriety of a motion to adjourn at a future time.

The President ruled that this Convention could decide almost anything it wanted relative to the Convention.

Mr. Davis moved the previous question. Mr. McCutcheon seconded. On voice vote the previous question was ordered.

By voice vote a summary of Mr. Hellenthal's remarks was ordered placed in the Journal.

Mr. Gray moved that the Convention rescind its action taken earlier on the motion to adjourn on Friday until Monday morning. Mr. Cooper seconded.

Mr. McCutcheon requested a roll call:

The question being "Shall the Convention rescind its action on the motion to adjourn on Friday until Monday morning?"; the roll was called with the following result:

Ayes: 18 - Coghill, Cooper, Doogan, V. Fischer, Gray, Harris, Hinckel, Hurley, Johnson, King, Laws, Lee, McNees, Peratrovich, Poulsen, Smith, Sweeney, Mr. President

Nays: 33 - Armstrong, Awes, Barr, Boswell, Buckalew, Collins, Cross, Davis, Emberg, H. Fischer, Hellenthal, Hermann, Kilcher, Knight, Londborg, McCutcheon, McLaughlin, McNealy, Marston, Metcalf, Nerland, Nolan, Nordale, Reader, Riley, V. Rivers, Rosswog, Stewart, Taylor, VanderLeest, Walsh, White, Wien

Absent: 4 - Hilscher, R. Rivers, Robertson, Sundborg

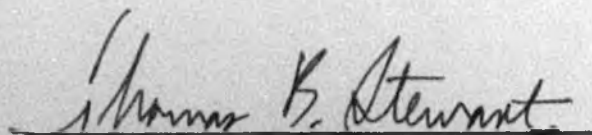
and so the motion to rescind action failed.

Mr. Davis called to the attention of the President the fact that the roll call should be rotated according to Rule 27.


Mr. Coghill rose to a point of order regarding amending a motion to adjourn.

The President ruled that this motion was not amending the motion to adjourn.

Mr. Johnson moved and asked unanimous consent to adjourn until 9 o'clock A.M. Friday, November 18.


THOMAS B. STEWART
Secretary

Attested:


WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE NINTH CONVENTION DAY, NOVEMBER 16, 1955

The Convention was called to order by President Egan at 9:00 o'clock A.M.

The invocation was given by the Reverend ~~Mr.~~ B. P. Wilson, pastor of the Assembly of God Church in Fairbanks.

Roll call showed all members present except Mr. Taylor. The President declared a quorum present.

Mr. Sundborg moved and asked unanimous consent that the reading of the Journal of the previous day's session be considered each day at the afternoon session. There being no objection, it was so ordered.

COMMUNICATIONS

Communication from the Fairbanks Chamber of Commerce stating the delegates would be guests of the Chamber at the dinner to be held this date was read.

STANDING COMMITTEE REPORTS

Mr. Cooper inquired as to whether the special committee on soundscribing had been discharged. The President announced that the Committee would continue to serve until all technical matters were worked out.

Mr. Rosswog, Chairman of the Committee on Local Government reported that the Committee had elected Mr. Londborg, vice chairman and ~~Mr.~~ Fischer, secretary.

appointed
Mr. Sundborg, Chairman of the Committee on Style and Drafting reported that the Committee had elected Mr. Davis, vice chairman and Mrs. Nordale, secretary.

appointed
Mr. Nerland, Chairman of the Committee on Finance and Taxation, reported that the Committee had met and elected Mr. Barr, vice chairman and Mr. White, secretary.

appointed
Mr. Smith announced a meeting of the Committee on Resources at 11 o'clock.

Mr. McNealy, Chairman of the Committee on Ordinances and Transitional Measures, reported that the Committee had met and elected Mr. Hurley, vice chairman and Mr. Hilscher, secretary.

appointed
Mr. Collins announced that the Committee on Direct Legislation would meet at the scheduled time.

Miss Aves announced that the Committee on Preamble and Bill of Rights would meet at the scheduled time.

Mr. Rivers announced a meeting of the Committee on Executive Branch at the scheduled time.

Mr. Sundborg announced a meeting of the Committee on Style and Drafting at 11 o'clock.

Mr. Coghill announced a meeting of the Committee on Administration on recess.

Mr. Cross announced a meeting of the Committee on Resolutions and Recommendations.

Mr. McLaughlin, Chairman of the Committee on Judiciary Branch, announced that the Committee had met and elected Mr. Robertson, vice chairman and Mr. Johnson, secretary.

Mrs. Nordale ^{appointed} suggested that the Committee Chairman announce only a change in Committee meetings from the scheduled committee meetings to cut down the size of the Journal. Mr. Rivers objected on the grounds that there should be a list of committee meetings in the Journal. The President announced that this matter would be taken up with Committee Chairmen at a meeting later in the day.

Mr. McCutcheon, Chairman of the Committee on Legislative Branch, reported that the Committee had met and elected Mrs. Sweeney, vice chairman and ^{appointed} Mr. McNees, secretary. He also announced that the Committee would meet at the scheduled time.

Mr. Sundborg requested personal privilege to discuss proposed change to rule 50. On beginning to state a motion Mr. McCutcheon rose to a point of order to state Mr. Sundborg was out of order. The President announced Mr. McCutcheon was correct.

Mr. Sundborg asked to be recognized in the order of business entitled MOTIONS AND RESOLUTIONS and presented the following motion: "that the Rules be amended as follows: In Rule 50, line 2, after the word 'thereon' insert the following: 'any article, other appropriate subdivision or group of articles or subdivisions may be returned to second reading for specific amendment by a vote of at least 28 members. After final action on all portions of the constitution separately,'"

Mr. Sundborg moved the adoption of the amendment. Mr. White seconded.

Mr. ^{R.}Rivers rose to a point of order to inquire whether the motion should not be to suspend the rules to receive the motion at this time. The President ruled that Mr. Sundborg's motion was in order since it was different from the motion voted down previously.

Mr. Sundborg moved that action on the amendment be deferred and the proposed amendment be referred to the Rules Committee for report. Mr. Barr objected. Mr. White seconded.

The question being, "Shall Mr. Sundborg's motion be referred to the Rules Committee for its consideration?" by voice vote the motion carried.

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

Mr. Gray moved and asked unanimous consent that the Convention recess until 1:30 p.m.

AFTER RECESS

The Convention was called to order at 1:30 p.m.

Mr. Walsh asked unanimous consent that Senator Charles D. Jones of Nome be given the privilege of the floor.

Mr. Collins paid tribute to Senator Jones' service in the first legislature.

Mr. Johnson asked unanimous consent to include in Mr. Walsh's request for unanimous consent that Mr. Jones be given the privilege of the floor for the entire session of the Constitutional Convention. Mr. Walsh accepted the addition and there being no objection Mr. Jones was granted the privilege of the floor.

Mr. Jones was given a hearty welcome and paid tribute to Mr. Collins who was also a member of the first legislature.

Mr. V. Rivers asked for the personal privilege of the floor to discuss legislative immunity.

Mr. V. Rivers moved and asked unanimous consent that the question "Are the Delegates to this Constitutional Convention entitled to full or limited legislative immunity" be referred to the Judiciary Committee for a written report indicating their opinion on the question and that their opinion be spread upon the Journal of this Convention when submitted.

Mr. Hellenthal stated he believed the matter should be referred to the Attorney General.

Mr. Sundborg stated that the Judiciary Committee of this convention is a committee on the Judiciary Branch of the Constitution and is organized to consider proposals having to do with that section of the Constitution and a matter such as Mr. V. River's motion suggests should not properly be referred to it.

Mr. McLaughlin objected to Mr. Rivers' motion.

Mr. Rivers moved. Mr. McCutcheon seconded.

Mr. Sundborg moved to amend the motion to delete Judiciary Committee and substitute in lieu thereof "Attorney General of Alaska". Mr. Hellenthal seconded.

Mr. Rivers asked unanimous consent that the proposed amendment be incorporated in the original motion. There being no objection, it was so ordered.

On voice vote the motion was adopted.

Mr. Coghill moved and asked unanimous consent that the convention revert to the order of business on resolutions. There being no objection, it was so ordered.

Mr. Coghill moved and asked unanimous consent for the adoption of the following resolution recommended by the Committee on Administration:

"Whereas the Convention may have need for the services of technical consultants on various subjects during its deliberations; and

"Whereas the Legislature of Alaska anticipated the possible need for such services and included provision therefor in the total appropriation for the Convention;

"Now, Therefore, Be It Resolved:

1. That the Convention hereby authorize the obtaining of the services of technical consultants upon request for such services being made by a Committee Chairman and approved by the President of the Convention.
2. That the President of the Convention shall have authority to select the consultants after consultation with the Committee Chairmen.
3. That the administrative arrangements for employment of any consultant shall be approved by the Committee on Administration and be executed by the Secretary of the Convention."

Mr. Smith objected. Mr. McCutcheon seconded.

Mr. Smith proposed that the word "Chairman" be deleted. After discussion, Mr. Smith withdrew his proposed amendment.

Mr. Fischer questioned the form of the resolution.

Mr. White objected to the resolution because it did not carry a statement covering the possible coordination of the committees' use of these consultants.

After hearing from the Secretary as to a memorandum prepared for Committee Chairman, Mr. White withdrew his objection.

Mr. Fischer moved and asked unanimous consent that the first line in Resolve No. 1 be amended by inserting before the word "Convention" the word "Constitutional" and inserting after the word "Convention" the words "of Alaska". There being no objection, it was so ordered.

By voice vote the amended resolution was adopted.

Mr. Johnson moved and asked unanimous consent that since Mr. Taylor's absence was due to illness that he be ~~paid salary and per diem~~ ^{shown present in roll call} for the past two days. ~~Mr. McLaughlin asked Mr. Johnson to amend his motion to read that the roll call show Mr. Taylor as present. Mr. Johnson accepted the change.~~ There being no objection, it was so ordered.

Mr. Kilcher asked if there was not a motion which had been referred to the Rules Committee.

The President called for a report from the Chairman of the Rules Committee.

Mr. Riley deferred to Mr. Kilcher.

Mr. Kilcher stated that he was satisfied that the Committee on Rules had recognized a basic difference of opinion and he was willing to postpone action on the motion until the Committee on Rules has had time to further consider the matter.

Mr. Riley moved and asked unanimous consent that the motion referred to the Committee on Rules be put off until Monday morning, November 21, and that it be made a first order of business on that date.

Mr. Sundborg stated that as the maker of the motion he assented to this procedure.

There being no objection, it was so ordered.

Mr. Sundborg inquired as to whether there should not be an order of business for the afternoon session for the purpose of having an orderly journal.

Mrs. Sweeney suggested that the matter of reading and approving the Journal of the eighth day be taken up at this time.

Mrs. Sweeney asked that the Journal be corrected on page 1 to show that the reading of the Journal was not dispensed with but postponed until later in the day. There being no objection, it was so ordered.

Mr. Sundborg asked that paragraph one on page 2 be inserted in its proper place on page 1 before Communications. There being no objection, it was so ordered.

Mr. Armstrong asked that "Mr." be inserted after "Reverend". There being no objection, it was so ordered.

Mr. Sundborg asked if a committee could not be named to take care of correcting the Journal before it is mimeographed in order to save time during the plenary sessions.

Mrs. Sweeney suggested it would be more practical to have the committee correct the mimeographed journals.

The President named the Committee on Administration to take care of this matter. Mrs. Sweeney objected and suggested the President name a special committee.

The President named Mr. Knight, Mr. White and Mr. Doogan to read and correct the Journal each day and report to the Convention at the afternoon session.

Mr. Johnson asked that a statement regarding a quorum being present be added after the roll call. There being no objection, it was so ordered.

There being no further corrections the Journal was ordered approved as corrected.

Mr. Hellenthal moved and asked unanimous consent that the Convention adjourn until 9 o'clock *the following morning*.

COMMITTEE ANNOUNCEMENTS

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

Mr. Rosswog announced a meeting of the Committee on Local Government at 3:30.

COMMITTEE REPORTS

Mr. Sundborg reported that Committee No. III, Style and Drafting met and decided (1) to prepare a manual on style which will contain suggestions on format, arrangement, titling, numbering and wording of articles and sections of the constitution, which manual will be distributed to all the committees, and (2) to

investigate the feasibility of preparing a wall chart which will keep account of progress in building the constitution. Subcommittees were appointed to take charge of each of these matters. Mr. Armstrong was named chairman of the subcommittee on the style manual and Mr. Davis the chairman of the subcommittee on the wall chart.

Mr. Riley, Chairman of the Rules Committee, reported that the Rules Committee had elected Mrs. Hermann, vice chairman and Mr. Rosswog, secretary. *appointed*

Mr. Cross, Chairman of Committee XIV, Committee on Resolutions and Recommendations, reported that the Committee had elected Mr. Gray, vice chairman, and Mr. Robertson, secretary.

appointed
Mr. V. Rivers, Chairman of Committee VIII, Committee on Executive Branch, reported that the Committee had elected Mr. Boswell, vice chairman, and Mr. Harris, secretary.

appointed
Mr. Collins, Chairman of Committee XIII, Committee on Direct Legislation, announced a meeting as scheduled.

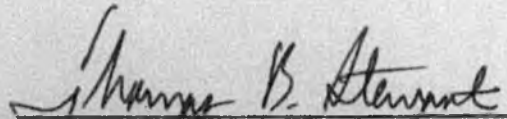
Mr. Smith, Chairman of Committee X, Committee on Resources, reported the Committee had ~~elected~~ Mr. Riley, secretary and Mr. Boswell, vice chairman. *appointed* *lected*

appointed
Miss Awes, Chairman of Committee V, Committee on Preamble and Bill of Rights, reported the Committee had elected Mrs. Wien, vice chairman and Mr. Armstrong, secretary, and announced the committee would meet as scheduled.

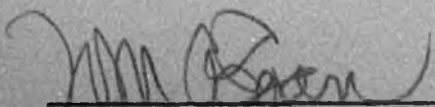
The President announced in answer to inquiry from Mr. Robertson and Mr. Johnson that it would be possible to revert to matters already covered in the morning session at the afternoon session by a unanimous consent request.

The President announced a meeting of Committee Chairmen for Thursday afternoon.

There being no objection to Mr. Hellenthal's motion to adjourn, the convention adjourned until 9:00 o'clock Thursday morning.


THOMAS B. STEWART
Secretary

Attested:


WILLIAM A. EGAN
President

Constitutional Convention
Journal/6
Approved 11/16/55

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE EIGHTH CONVENTION DAY, Tuesday, November 15, 1955

The Convention was called to order by President Egan at 9:30 o'clock A.M.

The Invocation was given by Rev. Mr. Armstrong.

Roll call showed all present except Mr. Buckalew and Mr. Taylor.

Mr. Sundborg moved and asked unanimous consent that the reading of the Journal of the previous day be dispensed with and that the Journal be approved. Mr. Londborg objected. Mr. Johnson seconded.

Mr. Sundborg asked unanimous consent to amend his motion to delete the reference to approving the Journal and to change "dispensed with" to "postponed until later". There being no objection, it was so ordered. Mr. Londborg withdrew his objection to the original motion so it was ordered adopted.

The President stated that in line with this motion when the Journals for the previous days' sessions are available, any delegate will have the right to bring to the attention of the Convention any possible errors.

COMMUNICATIONS

Letter from Ancil H. Payne, President of Operation Statehood, presenting an Alaska flag to be used at the Convention, was read.

Delegate Barrie M. White, Jr., former President of Operation Statehood, presented the flag.

Mr. Sundborg moved and asked unanimous consent that the Secretary be instructed to write a letter of appreciation to Operation Statehood for the gift of the Alaska flag. Mr. Johnson asked Mr. Sundborg to amend his motion to add that the communication from Operation Statehood be spread upon the Journal in its entirety. Mr. Sundborg accepted the amendment. There being no objection, it was so ordered.

November 14, 1955
Anchorage, Alaska

"Honorable William Egan, President
Alaska Constitutional Convention
College, Alaska

Dear Mr. President:

"Operation Statehood presents to the Alaska Constitutional Convention, this, the Alaska Flag.

"To members of Operation Statehood, the Constitutional Convention is an historic and solemn occasion, and it is our objective to, through this presentation, take a small and humble part in your deliberations.

"We rest in the knowledge that yours will be a job well done, and we have abiding faith that your labor will assist measureably in bringing to a happy conclusion our long struggle for full citizenship as the 49th State of the United States of America.

Respectfully,

/s/Ancil H. Payne
Ancil H. Payne
President
Operation Statehood"

Communications from the President of the University of Alaska calling attention to the fact that the facilities of the infirmary were available to delegates and to the American Association of University Women meeting to be held November 21 at which the women delegates and wives of delegates are to be honored guests, were read. Reminder of the Home Economics Department open house, Thursday, was read.

The President reminded the delegates of the no-host dinner to be sponsored by the Fairbanks Chamber of Commerce Wednesday evening at 7:30 p.m.

At the request of Mr. Marston and with the unanimous consent of the Convention, the following letter from Elizabeth Peratrovich, Alaska Representative and Member of Executive Council, National Congress of American Indians, was ordered spread on the Journal:

Alaska Office
644 12th & D
Juneau, Alaska
November 3, 1955

"The Constitutional Convention
Territory of Alaska
P. O. Box 4003
College, Alaska

Gentlemen:

Some years ago the Indians throughout the United States found it necessary to organize in an effort to protect their rights as established by law and treaty. They realized that freedom, even in these United States had to be protected, nurtured and defended against the common enemy of human selfishness.

"Thus the National Congress of American Indians came into being and a proclamation was issued by the organization to the People of the United States to further establish a common bond of understanding.

It seems appropriate at this time, on the eve of Alaska's historical moment, to present the same message to the Constitutional Convention assembled at College, Alaska with the thought that it may influence the members of the convention to a greater responsibility in protecting the lives and liberties of all the citizens of the new state of Alaska and any rights that have been established from time immemorial in the relationship between the people who have settled here in Alaska and the aborigines.

We offer you our unconditional friendship and faith in accomplishment to establish justice, insure domestic tranquility, provide for the common defense, promote the general welfare and secure the blessings of liberty for all.

Sincerely yours,

/s/ Elizabeth Peratrovich
ELIZABETH PERATROVICH,
Alaska Representative
and Member of Executive Council
National Congress of American Indians"

Mr. Barr asked unanimous consent that the Secretary be instructed to provide a bulletin board in the convention hall. There being no objection, it was so ordered.

At the request of Mr. McLaughlin and with the unanimous consent of the Convention, the Convention recessed for a few minutes.

AFTER RECESS

Mr. Johnson, as a member of the special committee to purchase a gavel, reported that the committee had purchased an ivory gavel carved from ivory which is 20,000 years old, by Mr. Alexander Retzlaf, an employee of the United States Smelting Refining and Mining Company of Fairbanks. Mr. Retzlaf consented to sell the gavel to be used at the Convention and gave the Convention two ivory letter openers for the President to use.

The President instructed the Secretary to write a letter to Mr. Retzlaf expressing the appreciation of the Convention for the fine gavel.

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 1, by Mr. Robertson, entitled COURTS, JUDICIAL, TENURE, AND JURIES was introduced and read the first time. Proposal No. 1 was referred to the Committee on the Judiciary Branch.

MOTIONS AND RESOLUTIONS

Mr. Sundborg moved and asked unanimous consent that Rule 35 be amended as follows: On the second line strike the words "main question be now put" and substitute in lieu thereof the words "previous question be ordered". Mr. McLaughlin objected. Mr. Johnson seconded. Mr. McLaughlin withdrew his objection. Mr. V. Rivers objected. By voice vote the motion carried and the Rule was changed.

COMMITTEE OF THE WHOLE

Mr. Fischer moved and asked unanimous consent that the Convention resolve itself into a Committee of the Whole for the purpose of hearing Mr. Emil Sady, representative of the Public Administration Service. There being no objection, it was so ordered.

The President appointed Mr. Barr to preside over the Committee of the Whole.

Upon completion of Mr. Sady's statement, Mr. Egan moved and asked unanimous consent that the Committee of the Whole rise and report. There being no objection, it was so ordered.

Mr. Johnson asked unanimous consent for a ten minute recess. There being no objection it was so ordered.

AFTER RECESS

The President asked that the record show Mr. Buckalew as present.

Mr. Johnson reported that as a supplement to his report on the gavel there would be another gavel available for use donated by the Fairbanks School District.

Mr. V. Rivers asked that the record show that the price of the gavel was satisfactory to the minority half of the Committee.

Mr. Cooper inquired as to the duplicate tape recording of the proceedings being edited.

Mr. V. Rivers explained that he planned to recommend to the Statehood Committee that they use the duplicate tape to take portions of them for broadcasting after the Convention ended.

After discussion the Secretary was instructed to see that the chairs are identified with the Delegates' names.

The President asked the delegates to make reservations for the Chamber of Commerce dinner with the Chief Clerk.

~~Mr. Fischer inquired into the meaning of Special Order of the Day.~~

The President announced that immediately following the next recess there would be a meeting of the Chairmen of all Committees.

Mr. King moved and asked unanimous consent that the Secretary be instructed to write a letter of thanks to the Commanding Officer at Eidsen Air Force Base commending him on the special Colonel Ben Eidsen edition of the Air Force newspaper. Mr. Barr asked that the motion be amended to read that a copy also be sent to the editor of the newspaper. Mr. King accepted Mr. Barr's amendment. There being no objection, it was so ordered.

Mr. V. Rivers moved and asked unanimous consent that the Convention recess until 4 o'clock. Mr. Hellenthal objected. Mr. Gray seconded. The President stated that although the motion was not debatable he would allow Mr. Hellenthal's point of information. Mr. Hellenthal pointed out that after the Committee Chairmen met it might be possible to hold committee meetings. Mr. V. Rivers amended his motion to read 1:30 o'clock. There being no objection, the Convention recessed until 1:30 o'clock.

AFTER RECESS

Mr. Johnson asked unanimous consent to revert to Introduction of Proposals. There being no objection, the convention reverted to

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 2 by Mr. Johnson entitled TO BE INTRODUCED IN BILL OF RIGHTS was read and referred to the Committee on Preamble and Bill of Rights.

Mr. Johnson asked unanimous consent to revert to resolutions. There being no objection, the following resolution was introduced:

"RESOLVED, that the Alaska Constitutional Convention formally invite the Honorable William Knowland, U. S. Senator from California, to address the convention sometime during his stay at the University of Alaska.

"RESOLVED further, that the invitation of the convention be issued to Senator Knowland through the President of the Convention."

Mr. Johnson moved and asked unanimous consent that the rules be suspended, and that this resolution be acted upon without reference to a committee.

Mr. R. Rivers objected. After discussion Mr. Rivers withdrew his objection. There being no further objection, the President declared the convention would extend an invitation to Senator Knowland to address the convention during his stay at the University.

Mr. Robertson asked unanimous consent that the convention revert to the introduction of proposals. There being no objection, the convention reverted to

INTRODUCTION AND FIRST READING OF PROPOSALS

Proposal No. 3 by Mr. Robertson entitled TAXATION was read the first time and referred to the Committee on Finance and Taxation.

The President announced the following schedule of business to be adhered to as closely as possible:

Convention Schedule

Monday through Saturday

9:00 A. M. to 9:20 A. M. Plenary Session

9:30 A. M. to 10:50 A. M.

- I Rules
- II Administration
- V Rights
- VIII Executive Branch
- XIV Resolutions

11:00 A. M. to 12:20 P. M.

- III Style
- VI Elections
- X Resources

2:00 P. M. to 3:20 P. M.

- VII Legislative Branch
- IX Judiciary
- XI Finance

3:30 P. M. to 4:50 P. M.

- IV Ordinance
- XII Local Government
- XIII Amendment

After discussion the President announced that there would be a plenary session from 1:30 to 2:00 in addition to the morning plenary session.

Mr. Coghill asked unanimous consent for a two-minute recess. There being no objection, it was so ordered.

AFTER RECESS

Mr. McMealy announced a meeting of the Committee on Ordinances and Transitional Measures on recess.

Mr. McCutcheon announced a meeting of Legislative Committee on recess.

Mr. McLaughlin announced a meeting of the Judiciary Committee on recess.

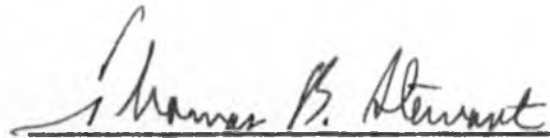
Mr. Merland announced a meeting of the Committee on Finance and Taxation on recess.

Mr. Coghill announced the bus would leave the Wurdale Hotel at 8:30 a. m. daily.

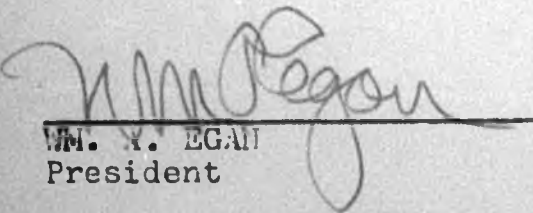
Mr. Rosswog announced a meeting of the Committee on Local Government at 3:30 p.m.

Mr. Collins stated that due to the absence of one of his committee members he would delay holding the scheduled meeting today.

Mr. Johnson moved and asked unanimous consent that the Convention stand adjourned until Wednesday morning at 9:00 o'clock. There being no objection, it was so ordered.


THOMAS B. STEWART
Secretary

Attested:


WM. Y. EGAN
President

Constitutional Convention
Journal/5
Approved 2/6/56

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE SEVENTH CONVENTION DAY, Monday, November 14, 1955

The Convention was called to order by President Egan at 9:30 ~~o'clock.~~ a.m.

The Rev. Felton Griffin, of the First Baptist Church of Anchorage, gave the Invocation.

Roll call showed all delegates present.

Communications from Governor Arthur B. Langlie, Governor of the State of Washington, and Honorable Douglas McKay, Secretary of the Interior, to Governor Heintzleman, expressing regret at not being able to be present at the opening ceremonies of the Convention and extending best wishes for a successful Convention, were read.

Invitation from the Home Economics Club, inviting the delegates to an open house and tea, Thursday, November 17, from 2 to 4:30, was read.

REPORTS OF STANDING COMMITTEES

Short recess was declared to distribute the Rules Committee report.

Mr. Riley asked unanimous consent that the report be read chapter by chapter and adopted, and that at the completion of the reading of Rule 60 ~~that~~ the report be adopted in its entirety to supersede any rules adopted previously. There being no objection, it was so ordered.

Mr. Riley read the following Chapter I of the proposed rules:

"Officers and Administrative Staff

Rule 1. The officers of the Convention shall be a President, a First Vice President, a Second Vice President, and a Secretary; the President and Vice Presidents to be elected from the Delegates by the vote of at least 28 delegates.

Rule 2. The Secretary of the Convention need not be a Delegate, and shall serve under the direction of the President as the principal administrative officer of the Convention.

Rule 3. The Secretary with the approval of the President and the Committee on Administration shall determine the administrative, clerical and custodial staff required by the Convention, and shall appoint and determine the compensation of such employees.

Rule 4.

a. The President pro-tem shall first entertain nominations for President of the Convention, shall recognize in order all who seek the floor, shall receive and state all nominations made, and shall allow ample time for all who seek recognition to be recognized and heard before entertaining a motion to close nominations.

b. A nominee may decline nomination only while nominations are open, but may withdraw from consideration for election at any time after the first ballot is taken.

c. Voting shall be by secret ballot and balloting shall continue by successive ballots until one candidate shall have received at least 28 votes: PROVIDED, however, that in the event no candidate receives as many as 28 votes in either the first or second balloting process, the low man (or, if there be a tie in low position as to votes received, those so tied) shall be removed from consideration on the third ballot and succeeding ballots; and, following the third and succeeding ballots wherein no nominee receives at least 28 votes, the low man or those so tied shall each time be eliminated from further consideration.

d. The first person who receives at least 28 votes on any one ballot shall be elected President of the Convention.

e. Nomination and election of other elective officers shall be conducted in the same manner as provided for the office of President."

Upon the completion of the reading, Mr. Riley asked unanimous consent for the adoption of Chapter I, as read. There being no objection, it was so ordered.

Mr. Riley read the following Chapter II of the proposed rules:

"Duties of President and Vice Presidents

Rule 5. The President shall take the chair each day at the hour to which the Convention shall have adjourned. He shall call the Convention to order, and, except in the absence of a quorum, shall proceed to business in the manner prescribed by these rules.

Rule 6. The President shall possess the powers and perform the duties herein prescribed:

(a) He shall preserve order and decorum, and, in debate, shall prevent personal reflections, and confine members to the question under discussion. When two or more members arise at the same time, he shall name the one entitled to the floor.

(b) He shall decide all questions of order, subject to appeal to the Rules Committee and thereafter to the Convention. On every appeal he shall have the right, in his place, to assign his reason for his decision. In case of such appeal no member shall speak more than once.

(c) He may substitute any member to perform the duties of the chair while he is present, but for no longer period than that day, except by special consent of the Convention.

(d) When the Convention shall be ready to go into Committee of the Whole, he shall name a chairman to preside.

(e) When necessary or required, he shall certify all official acts and all vouchers for payment of expenditures of the Convention.

(f) He shall designate and assign to seats or authorize the designation and seating of the persons who shall act as reporters for the public press and radio within the Convention Hall.

(g) He shall not engage in any debate, or propose his opinion on any question, except the assigning of his reasons for his decision on appeal therefrom, without first designating another Delegate to occupy the chair.

(h) He shall be entitled to vote on all questions in the same manner as other delegates except that he shall vote last.

(i) He shall declare the vote and announce the result according to the fact on all questions and divisions.

Rule 7. In the temporary absence of the President, or in event of his temporary inability to preside, his duties shall be performed by the First Vice President, or if he also be absent by the Second Vice President.

Rule 8. In the event of a vacancy in the office of the President or of either or both Vice Presidents or of the Secretary through death, resignation, or otherwise, or in the event of

absence from the Convention of any of these officers for more than 5 consecutive Convention days without the approval of the Convention, the Convention shall by majority vote of the elected Delegates elect another to fill such vacancy."

Upon completion of the reading, Mr. Riley asked unanimous consent for the adoption of Chapter II as ~~the permanent rules.~~ *part of* There being no objection, it was so ordered.

Mr. Riley read the following Chapter III of the proposed rules:

"Duties of the Secretary

Rule 9. Under the direction of the President the Secretary shall have the following powers and perform the following duties:

(a) He shall be the official custodian of and shall provide for the ultimate disposition of all roll calls, proposals, reports, records, books, documents and papers of the Convention.

(b) He shall arrange to keep a journal of the proceedings of the Convention.

(c) He shall prepare each day a calendar of the business of the Convention as provided by these rules.

(d) He shall number consecutively each proposal of subject matter to be incorporated into the Constitution and, in other series, shall number each resolution, ordinance, or other action introduced for Convention consideration.

(e) When necessary or required the Secretary with the President shall certify all official acts of the Convention.

(f) He shall assign and supervise the work of all administrative, clerical, and custodial employees and shall be responsible for the printing or other reproduction of all proposals and other documents as required.

(g) He shall arrange for the utilization of the services of such technical consultants as may be desired by the Convention and provide liaison between such consultants and the Convention.

(h) He shall perform such other duties as are required of him by the President, these rules, or the Convention."

Upon completion of the reading, Mr. Riley asked unanimous consent for the adoption of Chapter III as ~~permanent rules~~ ^{part of the}. There being no objection, it was so ordered.

Mr. Riley read the following Chapter IV of the proposed rules:

"Quorum and Majority

Rule 10. The presence of at least twenty-eight Delegates shall be necessary to constitute a quorum of the Convention, but a lesser number may meet and adjourn the Convention from day to day when necessary.

Rule 11. There being a quorum, a majority of Delegates present shall be sufficient for the adoption of any motion or resolution or the taking of any action except where the affirmative vote of a ~~greater~~ number shall be required by these rules."

Upon completion of the reading, Mr. Riley asked ~~unanimous~~ ^{part of the} consent for the adoption of Chapter IV as permanent rules. There being no objection, it was so ordered.

Mr. Riley read the following Chapter V of the proposed rules:

"Standing Committees

Rule 12. The President shall appoint the members of and shall name the Chairmen of all Standing Committees unless the Convention shall otherwise order. The President may fill vacancies on Standing Committees in the same manner.

Rule 13. The Standing Committees of the Convention and the number of members thereof, respectively, shall be as follows:

- I Committee on Rules, nine members
- II Committee on Administration, nine members
- III Committee on Style and Drafting, nine members
- IV Committee on Ordinances, and Transitional Measures, nine members
- V Committee on Preamble and Bill of Rights, seven members
- VI Committee on Suffrage, Elections, and Apportionment, seven members
- VII Committee on Legislative Branch, seven members
- VIII Committee on Executive Branch, seven members
- IX Committee on Finance and Taxation, seven members
- X Committee on Resources, nine members

- XI Committee on Finance and Taxation, seven members
- XII Committee on Local Government, seven members
- XIII Committee on Direct Legislation, Amendment, and Revision, seven members
- XIV Committee on Resolutions and Recommendations, seven members

Rule 14. Each Delegate except the President shall be appointed to at least one but to no more than three Standing Committees.

Rule 15. The President shall be ex-officio member of all Standing Committees but shall not vote except to break a tie.

Rule 16. The respective Standing Committees shall have the following duties and functions and in addition shall consider and report upon any other matters referred to them:

(a) The Committee on Rules shall consider and report upon such changes in the rules of the Convention and changes in organization as shall be referred to it. It shall consider and report on appeals from rulings of the chair which may be referred to it. It shall determine appeals regarding the daily calendar of the Convention in accordance with these rules.

(b) The Committee on Administration shall generally oversee the administrative or business affairs of the Convention, including finances, personnel, printing, physical arrangements for the Convention, and related matters.

(c) The Committee on Style and Drafting shall examine and edit all proposals for inclusion in the Constitution which are referred to it for the purposes of avoiding inaccuracies, repetitions, inconsistencies, or poor drafting. The Committee shall have the authority to rephrase or to regroup proposed language or sections of the proposed Constitution but shall have no authority to change the sense or purpose of any proposal referred to it. The Committee shall also be empowered without reference back to the Convention to refer proposals submitted to it to other Committees which may have an interest in the proposal. Where a proposal referred to the Committee appears inconsistent or in conflict with a proposal already acted upon favorably by the Convention at second reading, the Committee shall undertake to resolve the inconsistency or conflict by reference to the Committees concerned. If the Committee shall fail to resolve any such inconsistency or conflict it shall notify the Convention and await its instructions.

(d) The Committee on Ordinances, and Transitional Measures shall be responsible for the consideration of ordinances specified by the Act creating the Constitutional

Convention and for the consideration of transitional measures which the Convention enacts in anticipation of statehood.

(e) The Committee on Resolutions and Recommendations shall consider resolutions and all other matters not germane to the work of other committees and shall make recommendations for action thereon.

(f) The remaining Standing Committees shall consider such proposals as are indicated by the titles of the respective committees. Such Committees shall draft and submit to the Convention for its consideration sections of the proposed Constitution pertaining to the business of the Committee.

Rule 17. Each Standing Committee shall submit to the Convention a report or reports, in writing, setting forth its recommendations on all matters referred to it. Any member or group of members of a Standing Committee may submit a minority report to the Convention. A petition signed by one-fourth of the elected Delegates shall require any Standing Committee to report to the Convention within the number of days specified in the petition.

Rule 18. No Standing Committee may hold meetings during the sessions of the Convention without permission of the Convention.

Rule 19. Each Standing Committee shall notify the Secretary of the time and place of meetings, and the Secretary shall make such notice public. All Committee hearings shall be public."

Upon completion of the reading, Mr. Riley asked unanimous consent for the adoption of Chapter V as ~~permanent rules.~~ *part of the*

part of the Mrs. Hermann objected. Mr. Johnson moved to adopt Chapter V as permanent rules. Mr. Barr seconded.

Mr. White moved and asked unanimous consent that section (d) of Rule 16 be amended as follows: on the second line of "ordinances" insert a comma and add "including those". Mr. Kilcher objected. Mr. Fischer seconded. On voice vote the amendment was ordered adopted.

Mr. McNees asked unanimous consent for the adoption of the following Rule 13 amendment: section IX, delete "Finance and Taxation" and substitute in lieu thereof "Judiciary Branch". There being no objection, it was so ordered.

Mr. Sundborg asked unanimous consent for the adoption of the following amendments: Rule 13, section IV, strike the comma after "Ordinances".

Rule 16, section (d) line 1, delete the comma following the word "Ordinances".

Rule 16, section (d) line 4, insert a comma after "Convention". There being no objection the amendments were adopted.

Mr. Taylor moved to amend the last sentence in Rule 19 by changing the period to a comma and adding "except when in executive session". Mr. Sundborg objected. Mr. Buckalew seconded. After discussion Mr. Buckalew asked to withdraw his second. Mr. Taylor asked unanimous consent to withdraw his motion. There being no objection, it was so ordered.

Mr. Davis called for the question to adopt Mr. Johnson's motion.

said he
Mr. Barr had a question regarding Rule 16, and asked for a five minute recess to discuss the matter. There being no objection, it was so ordered.

AFTER RECESS

Mr. Barr moved and asked unanimous consent that the following amendment be adopted: Rule 16, section (c), page 7, third line from the bottom of the page, change "other" to "any" and "Committees" ~~be changed~~ to "Committee". There being no objection, it was so ordered.

The question being "Shall ~~Chapter~~ ^{Part of} Chapter V be adopted as the permanent rules?", on voice vote Chapter V was adopted.

Mr. Riley read Chapter VI of the proposed rules:

"Committee of the Whole

Rule 20. The Convention may upon motion resolve itself into a Committee of the Whole for the consideration of any matter. In forming the Committee of the Whole, the President shall appoint another Delegate as chairman to preside. A quorum of the Convention shall constitute a quorum for the Committee of the Whole.

Rule 21. All proposals, amendments, reports, resolutions, and other matters may be debated in the Committee of the Whole section by section, and recommendations with respect thereto shall be reported to the Convention.

Rule 22. The rules of the Convention shall be observed in the Committee of the Whole so far as they are applicable. Where there are no provisions, the proceedings shall be in accordance with Robert's Rules of Order, Revised.

Rule 23. A motion for the rising of the Committee of the Whole shall always be in order unless a member of the Committee is speaking or a vote is being taken, and shall be decided without debate."

Upon completion of the reading, Mr. Riley asked unanimous consent for the adoption of Chapter VI as ^{part of the} permanent rules. Mr. R. Rivers objected. Mr. Riley moved. Mr. McCutcheon seconded.

Mr. R. Rivers asked unanimous consent for the adoption of the following amendment: Rule 21, insert a comma after "Whole". There being no objection, it was so ordered.

There being no further objections, Chapter VI was adopted by voice vote.

Mr. Riley read Chapter VII of the proposed rules as follows:

"Order of Business, and Roll Call

Rule 24. At meetings of the Convention the order of business shall be as follows (except at times set apart for the consideration of special orders):

1. Calling Convention to order
2. Prayer
3. Roll Call
4. Reading Journal of preceding day
5. Presentation of petitions, memorials and communications from outside the Convention
6. Reports of Standing Committees
7. Reports of Select Committees
8. Introduction and first reading of proposals
9. Reference of proposals
10. Motions and resolutions
11. Unfinished business
12. Special orders of the day
13. General orders of the day

Rule 25. The Secretary shall prepare for each Convention day a calendar of the general orders, setting forth the title of each matter for consideration. Consideration of the general orders of the day shall be in the following order:

1. Consideration by Committee of the Whole
2. Reports of the Committee of the Whole
3. Committee reports
4. Second reading and referral to the Committee on Style and Drafting
5. Action on reports of the Committee on Style and Drafting
6. Third reading and agreement.

Rule 26. If a matter is not considered in its order it shall lose its precedence for the day, but it shall appear on the calendar on the following Convention day in its regular order. Any matter may be made a special order of business for any particular day or time by a majority vote of the delegates present. Any matter having been made a special order for a particular day, and not having been reached on that day, shall be on the order of "Unfinished Business" on the next succeeding Convention day.

Rule 27. Except that the President's name shall always be called last on roll call votes, the names of Delegates shall be arranged alphabetically. At the first roll call of the Convention following adoption of this rule the roll shall be called starting with the first of such alphabetically arranged names. On each succeeding roll call the name next in order alphabetically shall be first called so as to rotate the order of voting through the entire list of Delegates.

Rule 28. In case of the absence of Delegates, the Delegates present shall take such measures as they shall deem necessary to secure the presence of absentees.

Rule 29. After a question has been stated by the President and the calling of the roll has begun, the President shall not recognize a Delegate for any purpose whatever until the call is completed; but nothing in this rule shall abridge the right of any Delegate to change or record his vote on any question previous to the announcement of the vote.

Rule 30. No member shall be entitled to abstain from voting on any roll call unless he shall have stated his intention to abstain before the voting starts. Upon any announcement of intention to abstain the Delegate making such announcement upon request of five Delegates may be required to state his reasons."

Upon completion of the reading, Mr. Riley asked unanimous consent for the adoption of Chapter VII. There being no objection, it was so ordered.

Mr. Riley read Chapter VIII of the proposed rules as follows:

"Motions

Rule 31. When a motion is made it shall be stated by the President or, if in writing, it shall be read aloud before debate.

Rule 32. A motion may be withdrawn by the maker with consent of the second at any time before amendment or decision.

Rule 33. When a question is under consideration by the Convention only the following motions shall be received, which motions shall have precedence in the order stated:

Motion to, or for:

- | | | | |
|-----|--|-----|------------------------------|
| (a) | Adjourn |) | |
| (b) | Recess |) | Not amendable or |
| (c) | Call of the Convention |) | debatable except |
| (d) | Lay on the table |) | as hereinafter |
| (e) | Previous question |) | provided. |
| (f) | Postpone indefinitely. | | Not amendable, but debatable |
| (g) | Postpone to a certain time. | | Amendable and debatable |
| (h) | Go into Committee of the Whole. | " " | " " |
| (i) | Commit (or recommit) to Committee
of the Whole | " " | " " |
| (j) | Commit (or recommit) to a
Standing Committee, or
to a Select Committee | | Amendable and debatable |
| (k) | Close debate at a specified
time. | | Amendable but not debatable |
| (l) | Amend. | | Amendable and debatable. |

Motions "g" through "k" inclusive, preclude debate on the main question. A motion to adjourn, to take a recess, and to adjourn for a longer period than one Convention day shall always be in order. A motion to adjourn for a longer period than one Convention day shall be amendable and debatable. Calls for information for division of a divisible question, for the yeas and nays, for a standing vote, for a vote by a show of hands, and a motion for reconsideration shall always be in order, but shall not be amendable or debatable.

Rule 34. An appeal from the decision of the chair must be taken at the time the ruling is made.

Rule 35. The previous question shall be put by the President in this form, "Shall the main question be now put?" It shall be admitted when demanded by a majority of the Delegates

present, and its effect shall be, if decided affirmatively, to end debate and bring the Convention to a vote upon pending amendments, if any, to the main question, and then upon the main question. All incidental questions of order arising after a motion is made for the previous question, and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

Rule 36. Notice of intention to move reconsideration of any vote must be stated on the day such vote is taken. A motion to reconsider must be made before the end of the first Convention day after the day on which such vote was taken and by a Delegate who voted in the majority. The same majority shall be required to adopt a motion to reconsider as was required to take the original action. When a motion for reconsideration is decided, that decision shall not be reconsidered. No question shall be twice reconsidered. No vote shall be reconsidered upon any of the following motions:

- (a) To adjourn;
- (b) To lay on the table;
- (c) To take from the table; or
- (d) For the previous question.

Rule 37. Any Delegate may call for the division of a question which is in its nature divisible. A motion to strike out and insert shall be deemed indivisible. A motion to strike having been lost, motion to amend or a motion to strike out and insert shall not be precluded.

Rule 38. No Delegate shall speak more than twice on one question, or longer than fifteen minutes the first, or longer than five minutes the second time, or more than once until other Delegates who have not spoken shall speak if they so desire, without first obtaining leave of the Convention. The mover of the proposition shall have the right to close the debate, provided that the person in charge of a proposal on third reading and final agreement shall have the right, if he desires, to close the debate and he may announce such desire at any time before the commencement of the vote on the question."

Upon completion of the reading, Mr. Riley asked unanimous consent for the adoption of Chapter VIII as permanent rules.

part of the

Mrs. Hermann objected. Mr. Riley moved. Mr. Sundborg seconded.

Mr. Barr asked unanimous consent that the following amendment be adopted: Rule 33, add a comma after "information". There being no objection, it was so ordered.

Mr. Sundborg asked unanimous consent for a five-minute recess for a Rules Committee meeting. Mrs. Hermann asked Mr. Sundborg to amend his motion to ten minutes. Mr. Sundborg accepted the amendment. There being no objection, it was so ordered.

AFTER RECESS

Mr. V. Rivers moved and asked unanimous consent that since the Rules Committee needed more time ~~that~~ the Convention recess until 1:30 p.m.

Mr. Coghill announced a meeting of the Committee on Administration at 1 o'clock.

There being no objection to the request for a recess, it was so ordered.

AFTER RECESS

Mr. Riley asked unanimous consent to withdraw his earlier motion for the adoption of Chapter VIII. There being no objection, it was so ordered.

Mr. Riley read the following Rules 33, 36 and 38.

"Rule 33. When a question is under consideration by the Convention only the following motions shall be received, which motions shall have precedence in the order stated:

Motion to, or for:

- | | | |
|--|-------|---------------------------------------|
| (a) Adjourn |) | |
| (b) Recess |) | Not amendable or |
| (c) Call of the Convention |) | debatable except |
| (d) Lay on the table |) | as hereinafter |
| (e) Previous question |) | provided. |
| (f) Postpone indefinitely. | | Not amendable, but debatable |
| (g) Postpone to a certain time. | | Amendable and debatable |
| (h) Go into Committee of the Whole. | " " " | " " " |
| (i) Commit (or recommit) to Committee
of the Whole | " " " | " " " |
| (j) Commit (or recommit) to a
Standing Committee, or
to a Select Committee | | Amendable and debatable |
| (k) Close debate at a specified
time. | | Amenable but not debatable |
| (l) Amend. | | Amendable and debatable. |

Motions "g" through "k" inclusive, preclude debate on the main question. A motion to adjourn, to take a recess, and to adjourn for a longer period than one Convention day shall always be in order; provided, however, that before a motion to adjourn is put to a vote, opportunity shall be given for announcements of notice of intention to move reconsideration as hereafter provided. A motion to adjourn for a longer period than one Convention day shall be amendable and debatable. Calls for information, for division of a divisible question, for the yeas and nays, for a standing vote, for a vote by a show of hands, and a motion for reconsideration shall always be in order, but shall not be amendable or debatable.

Rule 36. A motion for reconsideration may be made only by a Delegate who voted on the prevailing side. Notice of intention to move reconsideration of any vote must be stated on the day such vote is taken. A motion to reconsider must be made before the end of the first Plenary Session day after the day on which such vote was taken. The same majority shall be required to adopt a motion to reconsider as was required to take the original action. When a motion for reconsideration is decided, that decision shall not be reconsidered. No question shall be twice reconsidered. No motion for reconsideration shall be in order after the 72nd Convention day. No vote shall be reconsidered upon any of the following motions:

- (a) To adjourn;
- (b) To lay on the table;
- (c) To take from the table; or
- (d) For the previous question.

Rule 38. No Delegate shall speak more than twice on one motion, or more than once until other Delegates who have not spoken shall speak if they so desire, without first obtaining leave of the Convention. The mover of the proposition shall have the right to speak last, provided that the person in charge of a proposal on third reading and final agreement shall have the right, if he desires to speak last and he may announce such desire at any time before the commencement of the vote on the question."

Part of the
Mr. Riley moved and asked unanimous consent for the adoption of Chapter VIII as permanent rules. Mr. Sundborg moved and asked unanimous consent to change Rule 36 by deleting the first four words and substituting "A motion for reconsideration, as well as notice thereof,". There being no objection, it was so ordered. There being no further objection, Chapter VIII, as amended, was ordered adopted.

Mr. Riley read Chapter IX of the proposed rules as follows:

"Procedure for Drafting Constitution

Rule 39. Any subject matter to be incorporated in the Constitution shall be by proposal. A proposal shall be introduced only by one or more delegates or by a Standing Committee.

Rule 40. Each proposal shall be typewritten on white paper which is 8½" wide and 11" long with one original copy and five carbon copies thereof, and shall be dated and signed by the introducer(s) or by the Chairman of the Committee introducing it.

Rule 41. The caption of each proposal shall be:

'Constitutional Convention of Alaska

PROPOSAL _____

Introduced by _____
(Name of Delegate(s) or
Name of Committee)'

Each proposal shall contain a short title stating concisely the general nature of its subject matter. Thereafter the proposal shall state:

'RESOLVED, that the following be agreed upon as part of the Alaska State Constitution.'

Rule 42. Each proposal upon introduction shall be delivered to the Secretary, who shall number all proposals as presented. At each session of the Convention the Secretary shall read the number and title of each new proposal, which shall constitute the first reading of the proposal.

Rule 43. Each proposal shall receive three separate readings in the Convention previous to being agreed upon, but no proposal shall be read twice on the same day. Except on the first reading all proposals shall be read in their entirety. Amendment of any proposal may be made only in second reading.

Rule 44. The regular order to be taken by proposals shall be as follows:

1. Introduction and first reading.
2. Reference to a Standing Committee by the President.
3. Report by Standing Committee.

4. Placed on the general orders on the following day.
5. Second reading and action on proposed amendments.
6. Reference to Committee on Style and Drafting.
7. Report by Committee on Style and Drafting.
8. Action on report of Committee on Style and Drafting, and action on amendments as to phraseology only.
9. Third reading and agreement.
10. Reference to the Committee on Style and Drafting for arrangement and numbering of sections and articles and for form.

Rule 45. The President shall refer each proposal introduced to the appropriate Standing Committee. Where a proposal embraces subject matter which falls within the proper consideration of two or more Standing Committees, the President may divide the proposal or he may refer it to one Standing Committee with instructions to consult with other Standing Committees.

Rule 46. The Convention may set a date after which no proposal shall be introduced, except by a Committee.

Rule 47. Each Standing Committee report recommending any matter for incorporation in the Constitution shall be accompanied by a Committee proposal containing a complete article or other appropriate subdivision or group of articles or subdivisions of the Constitution.

Rule 48. A report shall be made by the Standing Committee as to each proposal referred to it. Such report shall state whether the proposal has been:

- (a) adopted in whole or in part in a Committee proposal;
- (b) disapproved;
- (c) disposed of otherwise.

Rule 49. On the question of the agreement upon any proposal on third reading, the vote shall be taken by roll call and entered on the journal of the Convention. No proposal shall be declared adopted unless at least twenty-eight Delegates shall have voted in favor of its adoption.

Rule 50. After the Constitution has been framed and before final agreement thereon, the Convention shall refer the proposed Constitution to the Committee on Style and Drafting for final arrangement in proper order and form. After the report of said Committee, the Convention shall by the affirmative vote of at least twenty-eight Delegates agree upon the final form of the Constitution.

Rule 51. When the Convention shall have agreed upon the final form of the Constitution, the original and at least four copies thereof shall be signed by the President and by the Delegates and attested by the Secretary. Facsimile copies shall then be prepared and certified by the President and delivered to each Delegate."

part of the
Mr. Riley asked unanimous consent for the adoption of Chapter IX as permanent rules. Mr. Stewart suggested the following change in sentence structure in Rule 45: insert the phrase "to the appropriate Standing Committee" after "refer" and add a period after "introduced" and strike the remainder of the sentence. Mr. Riley accepted the change and incorporated it in his original motion. Mr. Smith objected to the unanimous consent. Mr. Riley moved. Mr. Sundborg seconded.

Mr. Smith moved the adoption of the following amendment to Rule 50: insert before first sentence "Every provision of the Constitution shall be open to amendment in substance until such time as the Convention shall have agreed upon the final form of the Constitution. Provided that any amendment provision shall be referred to the Committee on Style and Drafting for proper wording." Mr. Kilcher seconded.

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

AFTER RECESS

Mr. Nolan asked unanimous consent that Mr. Smith's amendment be referred to the Rules Committee. There being no objection, it was so ordered.

The President declared a recess until call of the chair so that the Rules Committee could consider the amendment.

AFTER RECESS

Mr. Riley, as Chairman of the Rules Committee, reported that it had decided to renew its request for adoption of Chapter IX as read.

Debate on Mr. Smith's motion ensued.

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

The question being "Shall Mr. Smith's motion amending Rule 50 be adopted by the Convention?", on voice vote the motion failed.

Mr. Kilcher moved that Mr. Riley's motion for adoption of Chapter IX be laid on the table until tomorrow. Mr. Kilcher's motion died for lack of a second.

The question being, "Shall Chapter IX be adopted as the permanent rules?", on voice vote the motion carried. *pass*

Mr. Riley read Chapter X of the proposed rules as follows:

"Resolutions and Ordinances

Rule 52. Consideration of ordinances required by the Act establishing the Constitutional Convention or otherwise as introduced by Delegates or Standing Committees shall follow the same procedure as is provided by these rules for proposals.

Rule 53. Resolutions relating to the business of the Convention may be introduced as provided by these rules and their consideration shall follow the same procedure as is provided by these rules for motions."

pass
Mr. Riley asked unanimous consent for the adoption of Chapter X as the permanent rules. There being no objection, it was so ordered.

Mr. Riley read Chapter XI of the proposed rules as follows:

"General Provisions

Rule 54. When a motion to adjourn, or for recess, shall be carried, no delegate or officer shall leave his place until the adjournment or recess shall be declared by the President.

Rule 55. Any delegate may at any time rise and speak to a question of personal privilege.

Rule 56. No delegate rising to speak shall proceed until he shall have addressed the President and been recognized by him as entitled to the floor.

Rule 57. While the President is putting a question or a count is being had, no delegate shall speak or leave his place. While a member is speaking no delegate shall engage in any private discourse or pass between the speaker and the chair.

Rule 58. Only Delegates and Officers of the Convention shall be admitted to the floor of the Convention, except that the President shall designate, by name, representatives of the press, staff assistants, or others that may be admitted. Privileges of the floor may be extended by unanimous consent to other persons.

Rule 59. Any rule of the Convention may be suspended, repealed or amended, by a vote of at least two-thirds of the membership to which the Convention is entitled.

Rule 60. The rules of parliamentary practice set forth in Robert's Rules of Order, Revised shall apply in all cases which are not covered by or are not inconsistent with the rules of the Convention."

part of the
Mr. Riley asked unanimous consent for the adoption of Chapter XI as permanent rules. There being no objection, it was so ordered.

Mr. Riley asked unanimous consent that Rule 6 (b) be adopted in the following form:

"He shall decide all questions of order, subject to appeal to the Convention. On every appeal he shall have the right, in his place, to assign his reason for his decision. In case of such appeal no member shall speak more than once."

superseding the action taken earlier regarding this particular rule. There being no objection, it was so ordered.

for
Mr. Riley asked unanimous consent to the adoption by the Convention of rules as adopted rule by rule throughout the day to be the permanent rules of this Convention and supersede all previous action taken.

Mr. Hellenthal asked unanimous consent that Rule 16 (c) be amended by changing the word "edit" in the first sentence to the word "word". Mr. Johnson objected. Mr. Hellenthal moved. Mr. Smith seconded. Mr. Hellenthal moved to amend his motion to make the word "word", "phrase". Mr. Barr objected. Mr. Sundborg seconded. On voice vote the amendment failed.

Mr. Riley's request for unanimous consent for the adoption of the rules being before the Convention, on voice vote the Rules were adopted.

Mr. Sundborg asked unanimous consent that the Secretary be instructed to prepare a complete copy of the rules as adopted and furnish such copy to each delegate. There being no objection, it was so ordered.

Mr. Sundborg moved and asked unanimous consent that the Secretary be instructed to write a letter to the Fairbanks Chamber of Commerce expressing the appreciation of the Convention for the

souvenir booklet, for the work it has done in helping to house the delegates, for the invitation it has extended to the Convention for the dinner and for the work of its hospitality committee generally. There being no objection, it was so ordered.

Mr. Robertson moved that "it is the policy and intent of this Convention that the Constitution should be a document of fundamental principles of basic law, and contain only the framework for state government, with all the details to be ordained in the discretion of future legislatures". Mr. Smith objected. Mr. Johnson seconded.

Mr. Sundborg moved to amend the motion to provide that Mr. Robertson's motion be referred to the Rules Committee for report. Mrs. Hermann seconded.

Mr. Robertson, with the consent of his second, moved to amend his original motion by withdrawing the words "policy and". There being no objection, it was so ordered.

Mr. Robertson stated he had no objection to his motion being referred to the Rules Committee.

The President ordered the motion referred to the Committee on Resolutions and Recommendations.

Mr. McCutcheon rose to a point of order stating there is no provision that a motion be referred to a Committee.

Mr. Hellenthal stated that Mr. Robertson's motion should properly be labeled a resolution so the referral was in order.

The President sustained Mr. Hellenthal and without objection referred the resolution to the Committee on Resolutions.

Mr. Coghill asked that the Convention take up at this time the report of the Committee on Administration which had been presented the previous day.

Mr. Coghill read the report in its entirety. (See Journal of Fifth Convention Day for copy of report.)

Mr. Coghill moved and asked unanimous consent for the adoption of the report. Mr. Buckalew objected. Mr. Barr seconded.

Mr. Sundborg moved and asked unanimous consent to amend item 6 under "Other Matters" as follows: strike "to date of final adjournment" and insert in lieu thereof "until the work of the Convention and its secretariat may be completed". There being no objection, it was so ordered.

Mr. Sundborg moved and asked unanimous consent that the following amendment be adopted: Subsection 1 under Secretariat, strike the last sentence. Mr. Hellenthal objected. Mr. Cooper seconded. On voice vote the amendment failed.

Mrs. Hermann called attention to an error in computation under B. SECRETARIAT.

Thereupon Mr. Coghill asked unanimous consent to make the following changes in totals:

3 Clerk-Typists @ \$21.00 per day, delete "3,360" and substitute "5,040"; Total Personal Services, delete "30,133" and substitute "31,813"; Total Secretariat Expenses, delete "73,008" and substitute "74,688"; Miscellaneous, delete "28,520" and substitute "25,840".

Mrs. Hermann moved the adoption of the following amendment: Item 2 under Secretariat, delete "final adjournment of the Convention." and substitute in lieu thereof "completion of his duties as determined by the President." Mr. V. Rivers seconded the motion and asked for unanimous consent. There being no objection, it was so ordered.

Mr. Fischer pointed out there was a conflict between the first paragraph of the report and item 6 under "Other Matters".

Mr. V. Rivers moved and asked unanimous consent that the following amendment be adopted: paragraph 1, third line from the end after "changes" delete comma, insert period and strike the remainder of the sentence. Mrs. Sweeney objected. Mr. Johnson seconded. On voice vote the amendment was adopted.

Mr. Buckalew moved for the adoption of the following amendment: Item 2 under Secretariat: strike "\$31.66" and substitute "\$37.00" and strike "\$12 per diem". Mr. Sundborg seconded.

Mr. Johnson rose to a point of order that Mr. Buckalew's motion was out of order because the Convention had already adopted that portion of the report. The President sustained Mr. Johnson.

Mr. White moved that further debate be postponed until tomorrow morning. Mr. Riley seconded.

Mr. Fischer asked unanimous consent to amend Mr. White's motion to include that the Committee on Administration be requested to obtain some cost estimates for ratification elections. Mr. White accepted the amendment.

The question being "Shall Mr. White's motion be adopted?", the roll was called with the following result:

Ayes: 18 - Awes, Buckalew, Collins, Cross, Emberg, V. Fischer, Gray, Hinckel, Laws, Marston, Nordale, Riley, R. Rivers, Rosswog, Sundborg, Walsh, White, Mr. President.

Nays: 36 - Armstrong, Barr, Boswell, Coghill, Cooper, Davis, Doogan, H. Fischer, Harris, Hellenthal, Hermann, Hilscher, Hurley, Johnson, Kilcher, King, Knight, Lee, Londborg, McCutcheon, McLaughlin, McNealy, McNees, Metcalf, Nerland, Nolan, Peratrovich, Poulsen, Reader, V. Rivers, Robertson, Smith, Stewart, Sweeney, VanderLeest, Wien.

Absent: 1 - Taylor

and so the motion failed.

Mr. McLaughlin asked unanimous consent to move the previous question. There being no objection, it was so ordered.

The question being "Shall the Report of the Committee on Administration be adopted?", on voice vote the report was adopted.

Mr. Barr moved that the Convention adjourn until 9:30 Tuesday morning. Mr. Stewart seconded. Mr. Barr withdrew his motion so that further business could be conducted.

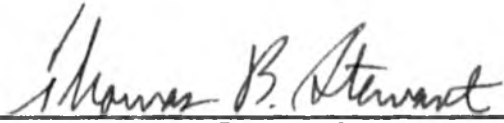
Mr. Johnson moved that the Journal of the previous day be considered read and approved. Mr. Doogan seconded. On voice vote the motion carried.

Mr. Sundborg announced a meeting of the Committee on Style and Drafting immediately following adjournment.

The President announced a meeting of the Committee Chairman on adjournment.

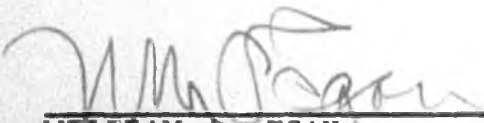
The President announced that the Rotary Club meets on Thursdays, the Lions Club on Wednesdays and the Kiwanis Club on Mondays.

Mr. Barr renewed his motion for adjournment and asked unanimous consent that the Convention adjourn until 9:30 Tuesday morning. There being no objection, it was so ordered.



THOMAS B. STEWART
Secretary

Attested:



WILLIAM A. EGAN
President

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 Peratrovich
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 ^{was} 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.

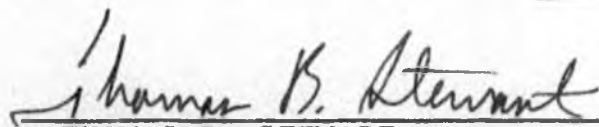
Mr. Sundborg moved and asked unanimous consent that the Convention adopt the portion of the Committee on Administration report which dealt with salary and per diem of delegates with the exception of the portion stating salary for 79 days. Mr. Buckalew seconded. Mr. Hellenthal stated the motion was out 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.

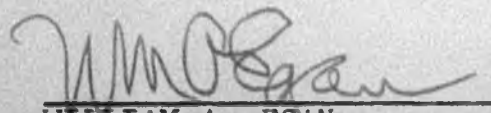
Communication from the Post Office Department stating that all mail addressed to delegates had been forwarded to College, was read.

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

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE THIRD CONVENTION DAY, Thursday, November 10, 1955

The Convention was called to order by President Egan at 10:00 o'clock A.M.

Roll-call showed all delegates present except Mr. Peratrovich who was still delayed by weather.

Mr. Johnson moved and asked unanimous consent that the Convention dispense with the reading of the minutes of the previous day's session. There being no objection, it was so ordered.

Mr. McNealy stated that in view of developments since yesterday with regard to nominations for Secretary he was moving and asking unanimous consent that the following motion be adopted: "At the request of Mrs. Alexander I wish to withdraw her name which was placed in nomination by me. However, for the sake of harmony to which this convention is entitled, I ask unanimous consent to edit yesterday's minutes insofar as they concern another nomination wherein reference was made to Mrs. Alexander, in order to strike therefrom all reference which in any way might be construed to reflect adversely upon Mrs. Alexander's ability for the position to which she was nominated." There being no objection, it was so ordered.

Communication from Superintendent of Schools James C. Ryan, extending an invitation on behalf of the Fairbanks Board of Education to the delegates to be present at the dedication of the Austin E. Lathrop High School on Sunday, the 13th of November at 2:00 o'clock, was read.

The President announced the full Permanent Help Committee *as follows:*

Mr. Coghill, Chairman,
Mr. R. Rivers,
Mr. Kilcher,
Mr. H. Fischer,
Mr. Sweeney,
Mr. Hellenthal,
Mr. McNees,
Mr. Laws,
Mr. Knight.

The President announced the following Permanent Rules Committee:

Mr. Riley, Chairman
Mr. Rosswog
Mr. Walsh
Mr. Hermann
Mr. McCutcheon
Mr. Collins
Mr. Sundborg
Mr. R. Rivers
Mr. Davis

Mr. Taylor moved and asked unanimous consent that a committee composed of seven delegates be appointed from the body to act as a Committee on Committees. Mr. Riley and Mr. McLaughlin objected. Motion died for lack of a second.

Mr. Smith nominated ~~George~~ Sundborg as Secretary of the Convention.

Mr. Riley, Chairman of the Temporary Rules Committee, presented the following supplemental report as to the office of Secretary of the Convention: "The Committee has given more considered judgment to the question propounded yesterday afternoon than was possible in the fifteen minutes then available and has found that because the legislature left the option clearly with the Convention to create the offices of President and Secretary, and such other offices as were deemed necessary, Section 11 of the Organic Act does not apply in this situation and any member of the 1955 legislature would be eligible to hold the office of Secretary, as well as the others indicated."

Mr. McCutcheon asked unanimous consent that the nominations be closed. Mrs. Sweeney objected. Mr. McCutcheon ~~moved~~, ~~seconded~~ by Mr. Metcalf.

Mr. Sundborg withdrew his name from nomination. Mrs. Sweeney withdrew her objection to the unanimous consent. Mr. Hellenthal objected to unanimous consent.

The question being "Shall the nominations be closed?", the roll was called with the following result:

Ayes: 30 - Coghill, Davis, Doogan, H. Fischer, V. Fischer, Hermann, Hilscher, Hurley, King, Knight, Laws, Londborg, McCutcheon, McNeese, Marston, Metcalf, Nerland, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Rosswog, Stewart, Sweeney, Taylor, VanderLeest, Walsh, White, Wien

Nays: 24 - Armstrong, Awes, Barr, Boswell, Buckalew, Collins, Cooper, Cross, Emberg, Gray, Harris, Hellenthal, Hinckel, Johnson, Kilcher, Lee, McLaughlin, McNealy, Nolan, Nordale, Robertson, Smith, Sundborg, Mr. President

Absent: 1 - Peratrovich

and so
The nominations were declared closed.

Mr. McCutcheon asked unanimous consent that the Secretary be instructed to cast a unanimous ballot for Mr. Thomas B. Stewart as Secretary of the Convention. *There being no objection, it was so ordered.*

A rising vote of thanks was given Mr. John B. Hall for serving as Temporary Secretary.

A communication from President Patty, reminding delegates of the reception in honor of the delegates to be held that evening, was read.

Mr. Walsh brought to the attention of the delegates the loss suffered through the passing of Senator Howard Lyng, who had been duly elected from the Nome District to serve as a delegate to the Convention. Mr. Walsh asked unanimous consent that in recognition of the service rendered the Territory by Senator Lyng and out of respect to his memory, the Convention at this time observe one minute of silence. *There being no objection, it was so ordered.*

Mr. Walsh asked unanimous consent for the adoption of the following resolution:

"WHEREAS the grim hand of death has reached into our midst and suddenly removed from us Senator Howard Lyng, of Nome, duly elected delegate to Alaska Constitutional Convention from the 9th District, Second Judicial Division; and

"WHEREAS Senator Lyng rendered distinguished public service to Alaska over the years, both in the House of Representatives and Senate of the Alaska Legislature; and

"WHEREAS Senator Lyng was an early and ardent advocate of statehood for Alaska and represented the Territory on one occasion before Congressional committees in Washington, D. C. pleading the cause of statehood; and

"WHEREAS in the passing of Senator Lyng, Alaska has lost one of its leading statesmen and this Convention has been deprived of his counsel, wisdom and experience.

"NOW, THEREFORE, BE IT RESOLVED that the members of Alaska Constitutional Convention in regular meeting assembled at College, Alaska, do hereby extend their profound sympathy to Senator Lyng's sister, Mrs. A. F. Bullard, the only surviving member of his family, whose address is Box 910, Porterville, California, together with a copy of this Resolution, and that this Resolution be made a part of the permanent record of this Convention."

There being no objection, it was so ordered.

Mr. Sundborg moved and asked unanimous consent that the Rules Committee take up first the matter of Committees and report back to the Convention as soon as it had acted on that section. There being no objection, it was so ordered.

Mr. V. Rivers moved that the Convention recess for one-half hour for the Rules Committee and Permanent Help Committee to meet and bring in recommendations. Mr. Johnson seconded. On voice vote the motion carried.

AFTER RECESS

Convention was called to order at 11:50 A.M.

Mr. Riley, Chairman of the Rules Committee moved and asked unanimous consent that the following Rule be adopted:

"Rule 12. The President shall appoint the members of and shall name the Chairmen of all Standing Committees unless the Convention shall otherwise order. The President may fill vacancies on Standing Committees in the same manner."

Mr. Hellenthal objected. Mr. Riley, moved. Mr. McCutcheon seconded.

Mr. Coghill moved and asked unanimous consent that the following amendment to Rule 12 be adopted: after the word "of" strike "and shall name the Chairman of" and add after "Committees", "and Chairmen should be appointed within the Committee". Mr. Davis objected. Mr. Knight seconded. On voice vote the amendment failed.

Mr. Riley stated that the Rules Committee proposed a resolution that there be established a Committee on Committees to assist and advise the President in appointing various members of the Committees.

The question being "Shall Rule 12 be adopted?", on voice vote Rule 12 was adopted.

Mr. Riley moved and asked unanimous consent that the following Rule be adopted:

"Rule 13. The Standing Committees of the Convention and the number of members thereof, respectively, shall be as follows:

- a. Committee on Rules, nine members
- b. Committee on Administration, nine members
- c. Committee on Style and Drafting, nine members
- d. Committee on Ordinances, and Transitional Measures, nine members
- e. Committee on Preamble and Bill of Rights, seven members
- f. Committee on Suffrage, Elections, and Apportionment, seven members
- g. Committee on Legislative Branch, seven members
- h. Committee on Executive Branch, seven members
- i. Committee on Judiciary Branch, seven members
- j. Committee on Resources, seven members
- k. Committee on Finance and Taxation, seven members
- l. Committee on Local Government, seven members
- m. Committee on Direct Legislation, Amendment, and Revision, seven members
- n. Committee on Resolutions and Recommendations seven members"

Mr. Smith objected. Mr. McCutcheon seconded. On voice vote Rule 13 was adopted unanimously.

Mr. Riley moved and asked unanimous consent that the following rule be adopted:

"Rule 14. Each Delegate except the President shall be appointed to at least one but to no more than three Standing Committees."

There being no objection, it was so ordered.

Mr. Riley moved and asked unanimous consent that the following rule be adopted:

"Rule 15. The President shall be ex-officio member of all Standing Committees but shall not vote ~~except to break a tie.~~"

There being no objection, it was so ordered.

Mr. Riley moved and asked unanimous consent that the following rule be adopted:

"Rule 16. The respective Standing Committees shall have the following duties and functions and in addition shall consider and report upon any other matters referred to them:

- a. The Committee on Rules shall consider and report upon such changes in the rules of the Convention and changes in organization as shall be referred to it. It shall consider and report on appeals from rulings of the chair which may be referred to it.

It shall determine appeals regarding the daily calendar of the Convention in accordance with these rules.

- b. The Committee on Administration shall generally oversee the administrative or business affairs of the Convention, including finances, personnel, printing, physical arrangements for the Convention, and related matters.
- c. The Committee on Style and Drafting shall examine and edit all proposals for inclusion in the Constitution which are referred to it for the purposes of avoiding inaccuracies, repetitions, inconsistencies, or poor drafting. The Committee shall have the authority to rephrase or to regroup proposed language or sections of the proposed Constitution but shall have no authority to change the sense or purpose of any proposal referred to it. The Committee shall also be empowered without reference back to the Convention to refer proposals submitted to it to other Committees which may have an interest in the proposal. Where a proposal referred to the Committee appears inconsistent or in conflict with a proposal already acted upon favorably by the Convention at second reading, the Committee shall undertake to resolve the inconsistency or conflict by reference to the Committees concerned. If the Committee shall fail to resolve any such inconsistency or conflict it shall notify the Convention and await its instructions.
- d. The Committee on Ordinances, and Transitional Measures shall be responsible for the consideration of ordinances specified by the Act creating the Constitutional Convention and for the consideration of transitional measures which the Convention enacts in anticipation of statehood.
- e. The Committee on Resolutions and Recommendations shall consider resolutions and all other matters not germane to the work of other committees and shall make recommendations for action thereon.
- f. The remaining standing committees shall consider such proposals as are indicated by the titles of the respective committees. Such committees shall draft and submit to the Convention for its consideration sections of the proposed Constitution pertaining to the business of the Committee."

There being no objection, it was so ordered.

Mr. Riley moved and asked unanimous consent that the following rule be adopted:

"Rule 17. Each Standing Committee shall submit to the Convention a report or reports, in writing, setting forth its recommendations on all matters referred to it. Any member or group of members of a Standing Committee may submit a minority report to the Convention. A petition signed by one-fourth of the elected Delegates shall require any Standing Committee to report to the Convention within the number of days specified in the petition."

Mr. Barr objected. Mr. Barr withdrew his objection and there being no further objections, Rule 17 was adopted.

Mr. Riley moved and asked unanimous consent that the following rule be adopted:

"Rule 18. No Standing Committee may hold meetings during the sessions of the Convention without permission of the Convention."

There being no objection, it was so ordered.

Mr. Riley moved and asked unanimous consent that the following rule be adopted:

"Rule 19. The deliberations of the Standing Committees shall not be open to the public except upon invitation of the Committee. Each standing Committee shall notify the Secretary of the time and place of meetings, and the Secretary shall make such notice public."

Mr. Hellenthal objected. Mr. Barr seconded.

Mr. Fischer moved to amend Rule 19 as follows: remove the word "not"; change the period after "public" to a comma and add "unless the Committee by two-thirds vote of all the members to which it is entitled votes to hold executive session." Mr. White seconded.

Mr. McNealy moved the previous question. Mr. McNealy asked unanimous consent to withdraw his motion. There being no objection, it was so ordered.

Mr. McLaughlin moved that the Convention recess until 1:45 *p.m.*

Mr. Taylor moved that the Secretary be authorized, subject to the approval of the Committee on Rules, to arrange for the tape recording of all plenary sessions of the Convention. Mr. McCutcheon

seconded. Mr. Taylor asked that this motion be considered under special order of business at the afternoon session. There being no objection, it was so ordered.

There being no objection to the motion for recess, the Convention recessed until 1:45 p.m.

AFTER RECESS

Mr. Riley asked unanimous consent to withdraw the Committee on Rules' motion to adopt Rule 19. There being no objection, it was so ordered.

Mr. Fischer moved and asked unanimous consent for the adoption of Rule 19, as follows:

"The deliberations of the Standing Committees shall be open to the public at such times as may be designated by the respective committees. If a committee finds it to be in the public interest, upon application any citizen may attend committee sessions. Each Standing Committee shall notify the Secretary of time and place of meetings and the Secretary shall make such notice public."

There being no objection, it was so ordered.

Mr. Riley asked unanimous consent that the Committee on Permanent Help be discharged after completion of its initial duties and that thereafter permanent help be the function of the Committee on Administration. There being no objection, it was so ordered.

Mr. Coghill asked unanimous consent that the Convention revert to reports of committees. There being no objection, it was so ordered. Mr. Coghill submitted the following report of the Committee on Permanent Help:

Mr. Coghill was elected chairman and Mrs. H. Fischer was appointed secretary. The Committee adopted the following resolution:

"No relations of Delegates shall be hired as Convention help, either clerical or administrative."

The Committee recommended that a nucleus of the more important members of the administrative staff be set up with a chief clerk assigned, a sergeant-at-arms, a doorkeeper and a messenger. The Committee recommended the appointment of Mrs. Katherine Alexander as Chief Clerk, the salary to be determined later. The Committee would meet with Mr. Jack McKay and Mr. Tom Stewart to work up a salary schedule and positions to be filled with a salary schedule coming from a survey of local wage schedules.

Mr. Johnson moved the adoption of the Permanent Help Committee report. Mr. V. Rivers objected.

The President declared a short recess.

AFTER RECESS

Mr. Coghill announced that with the consent of the members of the Permanent Help Committee "hereafter" had been inserted in the resolution after the word "hired".

Mr. V. Rivers objected.

Mr. Johnson moved for the adoption of the Committee report. Mr. Hellenthal seconded. The question being "Shall the report of the Committee on Permanent Help be adopted?", on voice vote the motion carried and so the report was adopted.

Mr. McCutcheon moved and asked unanimous consent that the President appoint a Committee on Committees for the purpose of aiding him in the work of selecting members for the standing committees. There being no objection, it was so ordered.

Mr. Hellenthal moved that the Convention hold no plenary session November 11 and observe Veterans Day, a territorial and federal holiday. Mr. V. Rivers seconded and asked unanimous consent. There being no objection, it was so ordered.

Special Order of Business--the motion of Mr. Taylor regarding taping the plenary sessions was announced.

The Secretary was asked to report on estimated costs. The Secretary read a letter from Station KFAR giving estimates.

Mr. McCutcheon asked unanimous consent that the Convention recess for fifteen minutes, call the station manager of KFAR and resolve itself into a Committee of the Whole. There being no objection, it was so ordered.

AFTER RECESS

Mr. Carroza, Station Manager of KFAR being present, the Committee of the Whole met to discuss the costs of tape recording the plenary sessions. **IN COMMITTEE OF THE WHOLE**

The President appointed Mr. Sundborg to preside over the Committee of the Whole.

Mr. Nolan moved that the Committee of the Whole rise and report progress. Mr. Riley seconded. On voice vote the motion carried.

AFTER RECESS

Mr. Sundborg reported the Committee of the Whole met and reported progress.

Mr. Hellenthal asked unanimous consent that the question be divided. *on Mr. Taylor's motion regarding sound recording* Mr. Buckalew objected. Mr. Hellenthal moved. Mr. Smith seconded. On voice vote the question was divided.

Mr. McCutcheon asked unanimous consent to move the previous question.

The President explained the effect of Mr. McCutcheon's motion is to close off debate on the main motion. There being no objection, the previous question was ordered.

The question was stated. "Shall the Convention favor the principle of taping the plenary sessions?" *On voice vote, the motion was adopted.*

Mr. Davis suggested the following motion: "That the President appoint a Committee not to exceed five members to contact radio stations, etc., to see what the cost of taping will run and that in the meantime the Convention continue to tape the sessions through Saturday of this week."

Mr. Hellenthal consented to Mr. Davis' revision of the second half of the question. Mr. Davis moved and asked unanimous consent. Mr. V. Rivers objected. Mr. Metcalf seconded. Mr. Rivers withdrew his objection to the unanimous consent request. *for its adoption*

Mr. Davis moved and asked unanimous consent that his motion be amended to refer the matter to the Administration Committee.

Mrs. Hermann objected, stating a special committee was needed.

Mr. Davis withdrew his amendment.

Upon voice vote Mr. Davis' motion carried.

The President announced a ten-minute recess.

AFTER RECESS

The President announced the appointment of the following Select Committee to look into the question of taping the plenary sessions: *M.* Hilscher, Chairman; *M.* Harris; *M.* Nerland; *M.* White, and *M.* Cooper.

Mr. Buckalew asked unanimous consent that the Secretary read a telegram received by the President and that it be placed in the record. There being no objection, it was so ordered.

The telegram was as follows:

"Bill Egan, President
Constitutional Convention

The People in Valdez are very proud of you. Our best wishes and prayers are with you.

Judy Johnson, Secy.
Valdez Chamber of Commerce."

Mr. Hinckel asked unanimous consent that the Convention adopt a policy to convene at 9 o'clock each morning. Mrs. Hermann objected. Mr. Hinckel moved. Mr. Poulsen seconded. Mr. Sundborg moved to amend the motion to read 9:30. Mr. Robertson seconded. *On voice vote,*
The question being "Shall the Convention adopt the policy to convene at 9:30 daily?", the roll was called with the following result:

Ayes: 36 - Armstrong, Awes, Boswell, Coghill, Collins, Cooper, Cross, Doogan, Emberg, V. Fischer, Gray, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Kilcher, King, Knight, Lee, Londborg, McLaughlin, McNees, Nerland, Nordale, Poulsen, Riley, R. Rivers, Rosswog, Smith, Stewart, Sundborg, Sweeney, VanderLeest, Walsh, Mr. President.

Nays: 18 - Barr, Buckalew, Davis, H. Fischer, Harris, Johnson, Laws, McCutcheon, McNealy, Marston, Metcalf, Nolan, Reader, V. Rivers, Robertson, Taylor, White, Wien.

Absent: 1 - Peratrovich

And so the motion was adopted.

Mr. Coghill requested a 20-minute recess to give the Committee on Permanent Help a chance to meet.

The President appointed the following to the Advisory Committee on Committees: *Mr.* White, V. Rivers, Nolan, Nordale, Londborg, McLaughlin, Wien, Barr, and Gray.

Mr. Riley announced a meeting of the Rules Committee for 10 o'clock Friday morning at 1013 Polaris Bldg.

President announced recess until call of the Chair.

Mr. Coghill, Chairman of the Committee on Permanent Help, reported the following as information to the Convention:

"The Committee recommends the following positions: sergeant-at-arms, four stenographers, three clerical typists, mimeograph operator, receptionist, messenger, doorkeeper and recording clerk. The salary schedule to be a 15-percent raise over the legislature pay scale. The Committee feels it is somewhat tied to the permanent Committee on Administration and cannot devise a permanent help schedule until a budget is formulated to run the Convention."

Mr. V. Rivers moved and asked unanimous consent that the Committee report be accepted and the Committee be discharged from its duties.

Mrs. Hermann inquired whether a chaplain was named.

Mr. Coghill reported that this was not a complete report--only information to the Convention.

Mr. Taylor objected to unanimous consent since this is only a partial report. After discussion Mr. Taylor withdrew his objection.

There being no objection, Mr. V. Rivers' motion was adopted.

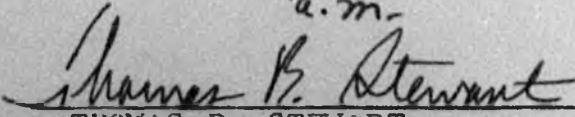
The President announced the appointment of the Committee on Administration to consist of the members of the Permanent Help Committee with the addition of Mr. Hilscher, and named Mr. Coghill, chairman.

Mr. R. Rivers asked unanimous consent to withdraw from the Committee on Administration. There being no objection, it was so ordered.

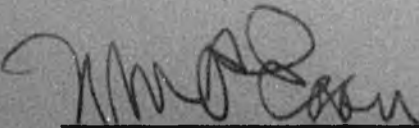
a.m. Mr. Johnson moved that the Convention stand adjourned until 9:30^{a.m.} Saturday, ~~morning~~. Mr. Coghill seconded and asked unanimous consent.

Mr. Coghill announced a meeting of the Administration Committee at 11 o'clock ~~at~~ ^{*Misses morning.*} the Nordale Hotel.

There being no objection to the unanimous consent request for adjournment, the convention adjourned until 9:30^{a.m.} Saturday, ~~morning~~.

a.m.

THOMAS B. STEWART
Secretary

Attested:


WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE SECOND CONVENTION DAY, November 9, 1955

Temporary President ~~Mildred~~ Hermann called the Convention to order at 10:00 A.M. for the Special Order of Business set by the Convention--the keynote address of former Governor of Alaska, Ernest Gruening.

Roll call showed all delegates present except Mr. Peratrovich.

Mr. Hellenthal, Mr. Sundborg and Mrs. Nordale were appointed to escort the speaker to the rostrum.

Mr. Londborg gave the invocation.

Following the address of Governor Gruening, the Temporary President declared a ten minute recess.

AFTER RECESS

Mr. Hellenthal moved and asked unanimous consent that for temporary rules the convention adopt Robert's Rules of Order, Revised, unless otherwise specifically provided by the Convention, and until permanent rules are drawn up and adopted.

Mr. Johnson objected. After discussion Mr. Johnson withdrew his objection and the motion was ordered adopted.

Mr. McNealy moved and asked unanimous consent that for expediency the reading of the minutes of the previous day's session be dispensed with. There being no objection, it was so ordered.

Mr. Riley, Chairman of the temporary committee on Rules presented the following report:

"President pro-tem
Alaska Constitutional Convention

Your temporary Committee on Rules, acting pursuant to Convention resolution, submits for consideration of the Convention the following temporary rules, including special rules for the election of permanent officers of the convention.

Chapter I - Convention Officers

Rule 1.

The officers of the Convention shall be a President, a Vice President, and a Secretary; the President and Vice President

to be elected from the Delegates by the vote of at least 28 delegates.

Rule 2.

The Secretary of the Convention shall not be a Delegate, and shall serve under the direction of the President as the principal administrative officer of the Convention.

Chapter II - Method of Nomination and Election of Elective Officers .

Rule 3.

The President pro-tem shall first entertain nominations for President of the Convention, shall recognize in order all who seek the floor, shall receive and state all nominations made, and shall allow ample time for all who seek recognition to be recognized and heard before entertaining a motion to close nominations.

Rule 4.

A nominee may decline nomination only while nominations are open, but may withdraw from consideration for election at any time after the first ballot is taken.

Rule 5.

Voting shall be by secret ballot and balloting shall continue by successive ballots until one candidate shall have received at least 28 votes: PROVIDED, however, that in the event no candidate receives as many as 28 votes in either the first or second balloting process, the low man (or, if there be a tie in low position as to votes received, those so tied) shall be removed from consideration on the third ballot and succeeding ballots; and, following the third and succeeding ballots wherein no nominee receives at least 28 votes, the low man or those so tied shall each time be eliminated from further consideration.

Rule 6.

The first person who receives at least 28 votes on any one ballot shall be elected President of the Convention.

Rule 7.

Nomination and election of other elective officers shall be conducted in the same manner as provided for the office of President.

Chapter III - General

Rule 8.

Except as hereinabove provided, the conduct of the Convention shall, pending its adoption of permanent rules, be governed by Robert's Rules of Order.

RECOMMENDATIONS:

Your temporary committee on Rules, in addition to the proposals above submitted, recommends to the Convention that the draft of proposed Rules suggested by the Alaska Statehood Committee and the Public Administration Service be mimeographed in order to provide each delegate with a copy for consideration pending report of the Permanent Rules Committee.

We recommend further that the Convention by resolution direct the appointment of a 9-member Rules Committee to prepare and submit proposed permanent rules.

signed - Burke Riley, Chairman
M. J. Walsh
Edward V. Davis
Ralph J. Rivers
Dorothy J. Awes
Leslie Nerland
George Sundborg
Steve McCutcheon
John McNeas "

Mr. Victor Rivers moved that the Rules Committee report be adopted with the exception of Rule #8 which had already been adopted.

Mr. McLaughlin objected to Rule #8.

Mr. Nolan moved and asked unanimous consent that consideration of the report of the Rules Committee be deferred until copies were made available to all delegates. There being no objection, it was so ordered.

Mr. White moved and asked unanimous consent that following announcements the Convention recess until 2:00 o'clock.

Mr. Sundborg moved to amend Mr. White's motion to read "recess until 1:30 o'clock". Mr. Kilcher seconded. On voice vote the motion carried and the Convention recessed until 1:30 o'clock p.m.

AFTER RECESS

Mr. Riley asked unanimous consent that the report of the Temporary Rules Committee be adopted. Mr. Johnson objected to unanimous consent. Mr. Sundborg moved that the report of the Temporary Rules Committee be adopted. Mr. White seconded.

Mr. Johnson moved to amend Rule No. 5 by striking the colon after the word "votes" on the third line and inserting a period and striking

the balance of the paragraph. Mr. Robertson seconded. By voice vote the amendment failed ~~to be adopted.~~

Mr. Buckalew moved to amend Rule 11 by striking "secret ballot" on the first line and inserting "voice vote" and inserting the words "balloting", "ballots" and "ballot" wherever they appeared to "voice votes" and "votes". Mr. Egan suggested the amendment should read "roll call" instead of "voice" vote. Amendment lost for lack of a second.

Mr. McNealy moved to amend Rule 12 by striking the word "not". Mr. Taylor seconded.

Mr. Egan moved and asked unanimous consent for a two-minute recess. Mr. V. Rivers objected. Mrs. Sweeney moved. Mr. Fischer seconded. On voice vote motion carried.

the AFTER RECESS

Mr. McNealy moved and asked unanimous consent that with the consent of his second he be permitted to withdraw his amendment. Mr. Taylor consented and without objection the amendment was withdrawn.

Mr. Smith moved to amend Rule 12 by striking "shall not" and inserting in lieu thereof the words "may or may not". Mr. Nolan seconded. Mr. Taylor moved to amend the amendment to read "need not". Mr. Smith accepted the amendment. On voice vote the amended amendment was adopted.

Mr. Taylor moved to amend Rule 11 by striking the article "a" in the first line and inserting "three" and make vice-president plural. Mr. McNealy seconded.

Mr. Collins moved to amend Mr. Taylor's motion to read "first, second and third". Mr. Taylor accepted Mr. Collins' amendment. Mr. Fischer objected to a series of vice presidents.

Mr. Smith requested a roll call vote on Mr. Taylor's amendment. There being no objection, it was so ordered.

The question being, "Shall Rule 11 be amended by striking 'a' and inserting 'first, second and third' before Vice President and making plural out of Vice President?" the roll was called with the following result:

Ayes: 25 - Armstrong, Barr, Coghill, Collins, Cooper, Doogan, Egan, Emberg, H. Fischer, Hellenthal, Hermann, Hilscher, Johnson, Knight, Lee, Londborg, McNealy, Marston, Nolan, Robertson, Rosswog, Smith, Taylor, VanderLeest, Wien

Nays: 29 - Awes, Boswell, Buckalew, Cross, Davis, V. Fischer, Gray, Harris, Hinckel, Hurley, Kilcher, King, Laws, McCutcheon, McLaughlin, McNeese, Metcalf, Nerland, Nordale, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Stewart, Sundborg, Sweeney, Walsh, White

Absent: 1 - Peratrovich

and so the amendments failed

Mr. R. Rivers moved to amend Rule #1 by changing the article "a" to "first and second" and asked unanimous consent. Mr. Fischer objected. Mr. Rivers moved. Mr. Sundborg seconded. On voice vote the amendment was adopted.

Mr. McCutcheon moved the previous question. Mr. Sundborg seconded, the question being, "Shall the temporary rules be adopted?" On voice vote the rules were adopted.

Mr. Riley moved and asked unanimous consent for the adoption of the recommendations of the Rules Committee. Mr. Taylor objected temporarily. Mr. McCutcheon seconded. Mr. Taylor withdrew his objection. There being no further objection the recommendations were adopted.

The Temporary President called for nominations for the office of President.

Mr. Robertson nominated Mr. Collins. Mr. McCutcheon nominated Mr. Victor Rivers. Mr. Rosswog nominated Mr. Egan. Mr. Marston nominated Mr. Ralph Rivers. Mr. Marston moved that nominations be closed. Mr. Barr objected. Mr. Buckalew seconded. On voice vote the nominations were closed.

Miss Awes and Mr. King were appointed tellers.

The following is the result of the first ballot: Collins - 11, V. Rivers - 17, Egan - 18, R. Rivers - 8; 54 votes cast.

On the second ballot the following votes were cast: Collins - 8, V. Rivers - 17, Egan - 24, R. Rivers - 4; 53 votes cast.

According to the Rules adopted Mr. R. Rivers' name was dropped. Prior to this announcement Mr. R. Rivers withdrew his name from consideration.

The following is the result of ^{the} third ballot: Collins - 7, Egan - 28, V. Rivers - 15; 50 votes cast.

The Temporary President announced the election of Mr. Egan as permanent President of the Convention.

Mrs. Hermann appointed Mr. Gray, Mr. Smith and Mr. Riley to escort President Egan to the rostrum.

President Egan asked Mr. Gray, Mr. Smith and Mr. Riley to escort Mrs. Hermann to her chair.

Mr. Davis moved that the Convention give a vote of thanks to Mrs. Hermann for her fair and able handling of the office of Temporary President. Mr. Johnson asked unanimous consent. Mr. Walsh moved to

amend Mr. Davis' motion to read "rising vote of thanks". Mr. Davis accepted the amendment. There being no objection, it was so ordered and Mrs. Hermann was given a rising vote of thanks.

Mr. Smith asked whether it would be appropriate at this time to adopt the Constitution of the United States. Mr. Barr stated this would be in order later.

The President called for nominations for First Vice-President.

Mr. Mrs. Sweeney nominated Mr. Nolan. Mr. Sundborg nominated Mr. Peratrovich. Mr. Metcalf nominated Mrs. Hermann. Mr. McNees nominated *Mr. J.* Walsh. Mr. Taylor nominated Mr. Davis. Mr. Davis declined. Mr. Coghill moved that the nominations be closed. Mr. Buckalew seconded. On voice vote the motion carried.

The President asked Miss Awes and Mr. King to continue as tellers.

The following is the result of the first ballot: Mrs. Hermann - 10, Walsh - 10, Peratrovich - 18, Nolan - 15; 53 votes cast.

Mr. McNealy moved and asked unanimous consent for two-minute recess.

AFTER RECESS

After recess, balloting continued and the following is the result of the second ballot: Nolan - 17, Peratrovich - 22, Hermann - 7, Walsh - 7; 53 votes cast.

In accordance with
~~According to~~ the rules adopted, Mrs. Hermann and Mr. Walsh were dropped from consideration. The following is the result of the third ballot: Nolan - 26, Peratrovich - 28; 54 votes cast.

The President announced the election of *Mr.* ~~Frank~~ Peratrovich as First Vice-President.

The President called for nominations for Second Vice-President.

Mr. Fischer nominated Ralph Rivers. Mrs. Sweeney nominated Mr. Nolan. Mr. Barr nominated Victor Rivers. Mr. Victor Rivers declined. Mr. McCutcheon moved that the nominations be closed and asked unanimous consent. There being no objection, it was so ordered.

The following is the result of the first ballot: Nolan - 22, R. Rivers - 32; 54 votes cast.

The President announced the election of Ralph Rivers as Second Vice-President

The President called for nominations for the office of Secretary.

Mr. Sundborg moved and asked unanimous consent for a recess. There being no objection, it was so ordered.

AFTER RECESS

Mr. McNealy nominated Katherine Alexander for the office of Secretary. Mr. R. Rivers nominated Tom Stewart.

Mr. Sundborg rose to a point of order regarding the legality of Mr. Stewart serving since he had been a member of the legislature which passed the Act creating the Constitutional Convention.

Mr. V. Rivers moved that the question be referred to the Temporary Rules Committee and asked unanimous consent.

Mr. Riley stated there was no Temporary Rules Committee at the present time.

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

AFTER RECESS

Mrs. Sweeney moved and asked unanimous consent that the President appoint the previous Temporary Rules Committee to act on the question of whether or not Mr. Stewart could serve as Secretary. There being no objection, it was so ordered.

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

AFTER RECESS

Mr. Riley, Chairman of the Temporary Rules Committee reported as follows:

"Your reconstituted Temporary Committee on Rules has considered the problem put to it and has adopted Chapter 46, Session Laws of Alaska, 1955 and Section 11 of the Organic Act as guides. Your Committee recommends that nominations remain open so that the committee can complete its report and present it to the Convention in the morning." Mr. Riley moved and asked unanimous consent for the adoption of the Committee Report. There being no objection, it was so ordered.

Mrs. Hermann was granted Special Privilege of the Floor to read the following poem by Mrs. Sarah von Riesen of Mountain View, Alaska.

"A PRAYER FOR CONVENTION DELEGATES

How many strive for immortality.
How few achieve it!
Yet in history's pages--those remembered
Were merely doing every day

The homely tasks with which they were confronted.
And so let these common people--
Elected by their neighbors, friends and fellowmen,
Remember to be humble, and retain
The Common Touch, and Sense, that makes them great.
So write Alaska's Constitution--
That children yet unborn may bless their memory! "

Mrs. Hermann moved and asked unanimous consent that the poem be spread on the journal of the Convention. There being no objection, it was so ordered.

Mr. White offered the following resolution and moved for its adoption:

"RESOLVED by the Convention that the Chairman appoint a nine member permanent rules committee."

Mr. V. Rivers asked unanimous consent. There being no objection it was so ordered.

Mr. Sundborg moved and asked unanimous consent that the President be authorized to appoint a Committee on Permanent Help without further reference to the Rules Committee. Mrs. Hermann objected. Mr. Davis seconded.

The question being, "Shall the President appoint a Committee on Permanent Help?" the roll was called with the following result:

Yeas: 30 - Armstrong, Barr, Buckalew, Coghill, Cooper, Emberg, V. Fischer, Gray, Harris, Hellenthal, Hilscher, Hinckel, Kilcher, King, Knight, Laws, Lee, Londborg, McLaughlin, McNealy, Marston, Metcalf, Nerland, Poulsen, Rosswog, Stewart, Smith, Sundborg, VanderLeest, Walsh

Nays: 23 - Awes, Boswell, Collins, Cross, Davis, Doogan, H. Fischer, Hermann, Hurley, Johnson, McCutcheon, McNees, Nolan, Nordale, Reader, Riley, R. Rivers, V. Rivers, Robertson, Sweeney, Taylor, White, Wien

Absent: 1 - Peratrovich

Not Voting: 1 - Mr. President

and so the motion carried.

Mr. Hellenthal moved that the bus continue to pick up delegates at 9:00 o'clock and that the convention convene at 9:30 a.m. Mr. Kilcher seconded. On voice vote motion carried.

the

Mr. Sundborg moved that permanent help other than the permanent secretary be hired. Mr. Coghill seconded.


Mrs. Hermann stated that the Statehood Committee had made arrangements for personnel to carry on the work until the Convention was completely organized, *whereupon by unanimous consent and the consent of his second Mr. Sundborg withdrew his motion.*

The President appointed Mr. R. Rivers, Mr. Kilcher and Mr. Coghill to be the nucleus of a permanent help committee.

Mr. V. Rivers moved adjournment until 10 o'clock November 10. Mr. Collins seconded. On voice vote the motion carried. Convention adjourned until 10:00 o'clock November 10.

John B. Hall
Temporary Secretary

Attested:



WILLIAM A. EGAN
President

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL OF THE FIRST CONVENTION DAY, November 8, 1955

The Alaska Constitutional Convention was called to order by B. Frank Heintzleman, Governor of Alaska, at 10 a.m.

Invocation was given by ^{the} Rev. Roy Ahmoagak.

Mr. ~~Robert J.~~ McNealy, ~~Delegate from the Fourth Division,~~ offered the following resolution:

"RESOLVED, that the reading of the certificate of election of the respective Delegates, be dispensed with and that the certificate of the Secretary of Alaska as to their election be accepted in lieu thereof.

"FURTHER RESOLVED, that each Delegate who has answered the roll call and whose name appears on the certificate of the Secretary of Alaska take and subscribe an oath or affirmation of office to be administered by the Honorable Vernon D. Forbes, Judge of the United States District Court of Alaska, Fourth Division, and that each Delegate so sworn shall be deemed to have been duly seated."

and asked unanimous consent. Without objection, it was so ordered.

Governor Heintzleman appointed John B. Hall, Clerk of the District Court, to act as Temporary Secretary of the Convention.

Secretary Hall called the roll of Delegates which showed 53 present and 2 absent -- Frank Barr and Frank Peratrovich being absent.

The Oath of Office was administered by Judge Vernon D. Forbes.

Governor Heintzleman addressed the Convention.

Addresses of Welcome were given by Dr. Ernest N. Patty on behalf of the University of Alaska, by Mr. Kenneth Carson on behalf of the Associated Students of the University of Alaska and by Douglas G. Preston, Mayor of Fairbanks.

Governor Heintzleman called for nominations for Temporary Chairman of the Convention.

Mr. Victor Rivers nominated Mrs. ~~Mildred R.~~ Hermann.

Mr. ~~John H.~~ Rosswog nominated Mr. ~~William~~ Egan.

Mr. ~~John S.~~ Hellenthal offered the following resolution:

"RESOLVED, that the Convention choose a temporary President by a vote of 28 Delegates, by call of the roll, each Delegate ~~rising in his place~~ as his name is called and stating his choice."

Mr. Ralph Rivers moved that the nominations be closed and asked unanimous consent. There being no objection, it was so ordered.

The roll was called with the following result:

Hermann: 30 - Armstrong, Awes, Boswell, Coghill, Collins, Cooper, Cross, Gray, Hilscher, Johnson, King, Lee, Londborg, McCutcheon, McLaughlin, McNealy, McNees, Marston, Nerland, Nolan, Reader, Riley, Victor Rivers, Robertson, Stewart, Smith, Sundborg, Taylor, White, Wien.

Egan: 22 - Buckalew, Davis, Doogan, Egan, Emberg, Helen Fischer, Victor Fischer, Harris, Hellenthal, Hinckel, Hurley, Kilcher, Knight, Laws, Metcalf, Nordale, Poulsen, Ralph J. Rivers, Rosswog, Sweeney, VanderLeest, Walsh.

Absent: 2 - Barr, Peratrovich

Not Voting: 1 - Hermann

And so Mrs. Hermann was elected.

Mr. Egan moved and asked unanimous consent that the record show that a unanimous ballot was cast for Mrs. Hermann. There being no objection, it was so ordered.

Governor Heintzleman asked that Mr. Hall continue in the capacity of Temporary Secretary.

Mr. Knight moved and asked unanimous consent that Mr. Hall continue to act as Secretary. There being no objection, it was so ordered.

Governor Heintzleman appointed ^{Mr.}~~E. B.~~ Collins, ^{Mr.}~~R. Rolland~~ Armstrong and ^{Mr.}~~W. W.~~ Laws to escort the Temporary Chairman to the Chair.

Mrs. Hermann introduced Delegate Bartlett who spoke on "Meeting the Challenge".

Former Governor Ernest Gruening was introduced and was given a standing ovation and gave a brief address.

Mr. Robert B. Atwood, Chairman of the Alaska Statehood Committee, then addressed the delegates.

Mr. Davis moved for the adoption of the following resolution:

"RESOLVED, that the temporary President appoint a temporary Committee on Rules of nine Delegates, who shall promptly prepare and report to the Convention its recommendations for temporary rules for the Convention, including special rules for the election of permanent officers of the Convention."

Mr. Taylor seconded. Mr. Ralph Rivers asked unanimous consent. There being no objection, it was so ordered.

The Temporary President announced she would need more time to consider the appointment of the Rules Committee.

Mr. Hilscher moved and asked unanimous consent for the adoption of the following resolution:

"RESOLVED, that the Convention hereby expresses its appreciation of the facilities made available by the University of Alaska."

There being no objection, it was so ordered.

Mr. Johnson moved for the adoption of the following resolution:

"RESOLVED, that in order to facilitate the recording of these proceedings, no Delegate speak unless he or she is recognized by name by the Chairman, and no Delegate speak unless he or she does so from a microphone."

Mr. Kilcher objected. The motion died for lack of a second.

Mr. Riley moved and asked unanimous consent that the Convention recess until 3 o'clock.

Mr. Rivers amended the motion to read 2 o'clock. Mr. Riley accepted the amendment. There being no objection, it was so ordered.

AFTER RECESS

Temporary President Hermann called the convention to order at 2:15 p.m.

Mrs. Hermann announced the following Committee on Rules: ^{M.} Riley, Chairman; ^{M.} Sundborg, ^{M.} Walsh, ^{M.} McNeese, ^{M.} McCutcheon, ^{M.} Davis, ^{M.} Nerland, ^{M.} Ralph Rivers, ^{M.} Awes.

Mr. V. Rivers moved and asked unanimous consent that the bus service be chartered on Wednesday and that permanent arrangements be made after the Convention is organized.

Mr. Taylor objected.

After discussion, Mr. Taylor withdrew his objection. There being no further objection, the motion was adopted.

Mr. Sundborg moved and asked unanimous consent that the Convention invite former Governor Gruening to address the delegates at 10:00 o'clock Wednesday morning. There being no objection, it was so ordered.

Mr. Riley announced a meeting of the Rules Committee on adjournment.

Mr. Taylor moved adjournment until 10:00 o'clock Wednesday morning. Mr. Ralph Rivers seconded and asked for unanimous consent. There being no objection, it was so ordered.

John B. Hall
Temporary Secretary

Attested:

Mildred Hermann
Temporary President