

Constitutional Convention

Journal/54

Approved

Feb. 3, 1956

ALASKA CONSTITUTIONAL CONVENTION

JOURNAL FOR THE SIXTY-SIXTH CONVENTION DAY, Friday, January 27, 1956

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

The Invocation was given by Mr. Londborg.

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

Mr. Knight reported on the reading of the Journal for the 59th day and asked unanimous consent for its approval. Mr. Londborg rose and asked that the roll call for the name of the local government unit on page 14 be corrected to show the names of the delegates. The approval of the journal was held until later.

Business of the Convention then turned to consideration of Article V, Suffrage and Elections.

Mr. R. Rivers asked unanimous consent for the suspension of the rules to return Article V to second reading for the following specific amendment:

Page 1, line 3, following the word "article" strike the words "and not barred by any other provision of law".

There being no objection, the rules were suspended.

Mr. Rivers moved the adoption of the amendment. Mrs. Hermann seconded.

Mr. Hellenthal rose on a point of information and stated that a similar amendment had been considered by the Committee.

Mr. Hurley asked a question of Mr. Hellenthal which he answered. After Mr. Hellenthal spoke, Mr. Londborg addressed a question to Mr. R. Rivers, and Mr. V. Fischer spoke. Mr. R. Rivers asked unanimous consent for a one-minute recess. There being no objection, the President declared a recess.

66th Day, Friday, Jan. 27, 1956

AFTER RECESS

Mr. R. Rivers spoke on personal privilege. Mr. R. Rivers asked unanimous consent for the adoption of the following amendment:

Line 4, Section 1, page 1, change the period to a comma and add "subject to any other qualifications imposed under this constitution".

Miss Awes objected.

Mr. R. Rivers asked unanimous consent that the amendment include the following:

Strike comma on line 2 and insert "and".

Miss Awes objected. Mr. R. Rivers moved the adoption of his amendment, including the additions. Mr. V. Rivers seconded. Mr. Armstrong asked that the Convention recess so the amendment could be studied. The President declared a short recess.

AFTER RECESS

Mr. Barr asked unanimous consent that the rules be suspended to return Article V to second reading for the purpose of offering the following specific amendment:

Page 1, line 6, strike the words "actual, bona fide and continuous" before the word "resident" and insert the word "legal" before the word "resident".

Mr. McNealy objected. Mr. Knight seconded. The roll was called for the suspension of the rules with the following result:

Yeas: 38 - Armstrong, Awes, Barr, Boswell, Buckalew, Cooper, Cross, Doogan, Emberg, H. Fischer, V. Fischer, Gray, Harris, Hermann, Hilscher, Hinckel, Hurley, Johnson, Kilcher, King, Knight, Laws, Lee, McCutcheon, McLaughlin, McNees, Marston, Metcalf, Nerland, Peratrovich, Poulsen, Riley, V. Rivers, Smith, Sundborg, Sweeney, Taylor, and VanderLeest.

Nays: 12 - Coghill, Davis, Hellenthal, Londborg, McNealy, Nordale, Reader, Robertson, Rosswog, Walsh, Wien, and Mr. President

Absent: 5 - Collins, Nolan, R. Rivers, Stewart, and White

and so the rules were suspended.

Mr. Barr moved the adoption of the amendment. Mr. Knight seconded. After discussion by Mr. Barr, Mr. Sundborg, Miss Sweeney, Mr. Taylor and Miss Awes, Mr. Taylor asked for a division of the question. Mr. V. Rivers asked unanimous consent to amend the amendment. Mr. Taylor requested a short recess. The President stated that there could be no other amendment offered under suspension of the rules but the amendment before the Convention.

#### AFTER RECESS

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

Mr. Barr asked unanimous consent for suspension of the rules for the purpose of returning Article V to second reading to present a specific amendment. Mr. Londborg objected for the purpose of hearing the amendment. Mr. Barr's amendment was read as follows:

Section 1, line 6, strike "an actual, bona fide and continucus" and insert "a" at the end of line 6; strike "like".

Mr. McNealy objected. Mr. Barr so moved. Mr. Knight seconded. The roll was called with the following result:

Yeas: 40 - Armstrong, Awes, Barr, Boswell, Buckalew, Cooper, Doogan, Emberg, H. Fischer, V. Fischer, Gray, Harris, Hermann, Hilscher, Hinckel, Hurley, Johnson, Kilcher, King, Knight, Laws, Lee, McCutcheon, McLaughlin, McNees, Marston, Metcalf, Nerland, Nordale, Peratrovich, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Sundborg, Sweeney, Taylor, VanderLeest, and Wien

Nays: 11 - Coghill, Cross, Davis, Hellenthal, Londborg, McNealy, Robertson, Rosswog, Smith, Walsh, and Mr. President

Absent: 4 - Collins, Nolan, Stewart, and White

and so the rules were suspended.

Mr. Coghill moved and asked unanimous consent that the question be called at five minutes to 10 a.m. Mr. Barr agreed. Mr. Hellenthal spoke. Mr. Buckalew objected. Mr. Doogan seconded. Mr. Kilcher directed a question to Mr. Coghill. Mr. McCutcheon requested that the time limit run from the time of the beginning of the actual debate and that two-and-one-half minutes be allowed for each side of the question. Mr. Coghill then moved and asked unanimous consent that the question be put at 10 a.m. The roll to limit debate was called with the following result:

Yeas: 18 - Barr, Coghill, Doogan, H. Fischer, V. Fischer, Gray, Harris, Hilscher, Johnson, Kilcher, Knight, Laws, Londborg, McNealy, Metcalf, Peratrovich, VanderLeest, and Wien

Nays: 33 - Armstrong, Awes, Boswell, Buckalew, Cooper, Cross, Davis, Emberg, Hellenthal, Hermann, Hinckel, Hurley, King, Lee, McCutcheon, McLaughlin, McNees, Marston, Nerland, Nordale, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Sundborg, Sweeney, Taylor, Walsh, and Mr. President

Absent: 4 - Collins, Nolan, Stewart, and White

and so the motion failed.

After discussion by Mr. Barr, Mr. R. Rivers and Mr. Hellenthal, Mr. Barr rose to a point of order regarding the time limit on debate. The President stated that there was no time limit on debate.

After discussion by Mr. Hellenthal and Mr. McLaughlin, Mr. Hellenthal rose to a point of order. Mr. McLaughlin spoke. Mr. V. Fischer moved and asked unanimous consent for the previous question. There being no objection, the previous question was ordered. The question being "Shall the amendment as proposed by Mr. Barr be adopted?", the roll was called with the following result:

Yeas: 35 - Armstrong, Awes, Barr, Boswell, Buckalew, Cooper, Doogan, Emberg, H. Fischer, V. Fischer, Gray, Harris, Hermann, Hilscher, Hurley, Johnson, Kilcher, King, Laws, Lee, McCutcheon, McLaughlin, McNees, Metcalf, Nerland, Nordale, Riley, R. Rivers, V. Rivers, Smith, Sundborg, Sweeney, Taylor, VanderLeest, and Wien

Nays: 17 - Coghill, Cross, Davis, Hellenthal, Knight, Londborg, McNealy, Marston, Peratrovich, Poulsen, Reader; Robertson, Rosswog, Stewart, Walsh, White and Mr. President

Absent: 3 - Collins, Hinckel, and Nolan

and so the amendment was adopted.

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

Mr. R. Rivers asked unanimous consent to suspend the rules and return the article to second reading to present an amendment to Section 1. There being no objection, the rules were suspended. Mr. R. Rivers moved the adoption of the following amendment:

Page 1, lines 3 and 4, after the word "this" delete the following: "article and not barred by any other provision of law" and substitute the words "Constitution and laws enacted pursuant thereto".

Mr. R. Rivers asked unanimous consent for the adoption of his amendment. Mr. McNealy objected. Mrs. Nordale seconded.

After discussion by Mr. R. Rivers, Mr. McNealy, and Miss Awes, Mr. Davis asked unanimous consent to return the article to the Style and Drafting Committee to draft language regarding the proposed amendment. Mr. R. Rivers agreed. Mr. Hellenthal spoke. Mr. Davis withdrew his motion. Mr. Hurley moved and asked unanimous consent to recess until 9:50 a.m. There being no objection, the President declared a recess.

#### AFTER RECESS

Mr. Doogan asked unanimous consent that the Journal for the 60th Convention day be approved as read. There being no objection, it was so ordered.

Mr. Doogan asked unanimous consent that the President take under consideration the possibility of excusing the members of the Style and Drafting Committee from plenary sessions who are not actively engaged in reporting an article on the floor. Mrs. Hermann objected. Mr. V. Fischer pointed out that under Rule 18 it is necessary to ask permission before a committee meeting can be held during plenary session.

After further discussion by Mr. Barr and Mr. Sundborg, Chairman of the Committee on Style and Drafting, the President ruled that there being no further objection to the unanimous consent request the Style and Drafting Committee could hold meetings during plenary session using its own judgment as to how many members should be absent from the floor at a time.

Mr. R. Rivers asked that Article V be held on the calendar until his amendment to Section 1 had been mimeographed. There being no objection, it was so ordered.

The report of the Style and Drafting Committee on Article VII, Health, Education and Welfare, was read.

Mr. Hurley reported on the Style and Drafting changes.

Questions regarding substance were raised and Mr. Armstrong rose to a point of order to state that the questions were not in order at this time since the discussion was concerned with changes in phraseology only.

Miss Awes proposed the following Committee amendment to Section 3 and asked whether it was substance change or not: Strike Section 3 and substitute "The State shall provide for public welfare."

The President declared a short recess.

AFTER RECESS

The President ruled that it was not a substantive change.

Miss Awes asked unanimous consent to suspend the rules to return the article to second reading for specific amendment. Mr. Metcalf objected. Miss Awes withdrew her motion.

Mr. Sundborg asked unanimous consent that the report of the Committee on Style and Drafting on Article VII be accepted and that the changes in wording which appear in the report be adopted. Mr. Metcalf objected.

Mr. Metcalf moved the adoption of the following amendment in phraseology:

Section 1, line 2, after "public schools" insert "which shall be".

Mr. Knight seconded. On voice vote the amendment failed.

Mr. Sundborg renewed his unanimous consent request. There being no objection, the report was ordered accepted and the changes adopted.

Miss Awes moved that the rules be suspended and that Article VII be returned to second reading for specific amendment. Mr. Doogan seconded. The roll was called with the following result:

Yeas: 42 - Armstrong, Awes, Barr, Boswell, Buckalew, Coghill, Davis, Doogan, Emberg, H. Fischer, V. Fischer, Gray, Hellenthal, Hermann, Hurley, Johnson, King, Knight, Lee, Londborg, McCutcheon, McLaughlin, McNealy, McNees, Marston, Nerland, Nordale, Poulsen, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sundborg, Sweeney, VanderLeest, Walsh, White, Wien, and Mr. President

Nays: 9 - Cooper, Cross, Harris, Kilcher, Laws, Metcalf, Peratrovich, Reader, and Taylor

Absent: 4 - Collins, Hilscher, Hinckel, and Nolan

and so the rules were suspended.

Miss Awes moved the adoption of the following amendment:

Strike Section 3 and substitute: "The legislature shall provide for public welfare."

Mr. Armstrong seconded. After discussion by Miss Awes, Mr. Armstrong and Mrs. Hermann, the question was called. On voice vote the amendment was adopted.

Mr. Cooper spoke on a matter of personal privilege.

Mr. Sundborg asked unanimous consent that the rules be suspended, that Article VII, Health, Education and Welfare, be advanced to third reading, read by title only and placed on final passage. There being no objection, the rules were suspended.

Article VII was read the third time. The question being, "Shall Article VII, Health Education and Welfare, become a part of Alaska's State Constitution?", the roll was called with the following result:

Yeas: 48 - Armstrong, Awes, Barr, Boswell, Buckalew, Cooper, Cross, Davis, Doogan, Emberg, H. Fischer, V Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hurley, Johnson, Kilcher, King, Knight, Lee, McCutcheon, McLaughlin, McNealy, McNees, Marston, Nerland, Nordale, Peratrovich, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sundborg, Sweeney, Taylor, VanderLeest, Walsh, White, Wien, and Mr. President

Nays: 4 - Coghill, Laws, Londborg, Metcalf

Absent: 3 - Collins, Hinckel, and Nolan

and so the article was adopted.

The report of the Style and Drafting Committee on Article III, The Executive, was read.

Mr. Sundborg reported that a subcommittee consisting of Mr. Armstrong, Mr. Hurley and Mrs. Hermann had worked on the article and Mr. Armstrong would explain the changes in phraseology.

Mr. Armstrong gave an explanation of the changes made.

Mr. Boswell called attention to a typographical error on page 6, line 6 in the spelling of "legislature".

Mr. Sundborg moved and asked unanimous consent that the report of the Style and Drafting Committee be accepted and that the changes in wording proposed by the Style and Drafting Committee be adopted. There being no objection, it was so ordered.

Mr. V. Rivers requested that it be held over until after the noon recess so that the Executive Committee could meet and discuss proposed amendments in substance.

Mr. Coghill asked unanimous consent that the rules be suspended, that Article III be returned to second reading for the following specific amendment:

Section 26, page 7, line 3, after the word "law" strike the comma and insert a period and strike the balance of the sentence.

Mr. Buckalew objected. Mr. Coghill so moved. Mr. Londborg seconded. The question being, "Shall the rules be suspended?", the roll was called with the following result:

- Yeas: 13 - Coghill, Cooper, Hurley, Kilcher, Laws, Londborg, McNealy, Metcalf, Nerland, Peratrovich, R. Rivers, Walsh and Wien
- Nays: 36 - Armstrong, Awes, Barr, Boswell, Buckalew, Cross, Doogan, Emberg, H. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Johnson, King, Knight, Lee, McCutcheon, McLaughlin, McNees, Marston, Nordale, Poulsen, Reader, Riley, V. Rivers, Robertson, Rosswog, Smith, Stewart, Sweeney, Taylor, VanderLeest, White, and Mr. President
- Absent: 6 - Collins, Davis, V. Fischer, Hinckel, Nolan, and Sundborg

and so the rules were not suspended.

Mr. Coghill asked for the privilege of the floor. Mr. Buckalew objected. Mrs. Hermann rose to state that the privilege of the floor was not debatable. Mr. Buckalew withdrew his objection.

Mr. Coghill spoke on personal privilege.

Mr. Doogan asked unanimous consent that the Convention recess until 1:30 p.m. The following committee announcements were made: Mr. Armstrong announced a meeting of a subcommittee of the Style and Drafting Committee with Mr. Riley and Mr. Boswell of the Resources Committee at 12:45 p.m.; Mr. Hellenthal announced a meeting of the Apportionment Committee at 12:00 noon and asked Mr. Kilcher, Mr. Metcalf, Mr. Hurley and Mr. Cross to be present; Ordinances at 1:00 p.m.; Judiciary on recess; Style and Drafting on recess; and Administration just prior to the plenary session. There being no objection to the unanimous consent request the Convention recessed until 1:30 p.m.

#### AFTER RECESS

Mr. Knight spoke on personal privilege.

Mr. V. Rivers asked unanimous consent for the suspension of the rules to return Article III to second reading for the purpose of offering the following specific amendment: Strike Section 10 and insert the following:

"Section 10. If the governor elect dies, resigns or is disqualified, the secretary of state elect shall succeed to the office of governor for the full term. If the governor elect fails to assume his office for any other reason, the secretary of state elect shall act as



governor and if the governor elect does not assume his office within six months of the beginning of the term, the secretary of state shall then succeed to the office."

There being no objection, the rules were suspended.

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

Copies of the amendment not being available, Mr. V. Rivers asked to hold action on his amendment until the mimeographed copies were ready.

Mr. Hurley asked unanimous consent to take up the suggested amendment to the Article on Suffrage and Elections. There being no objection, Article V was considered again.

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

Mr. Davis moved the adoption of the following amendment offered by Mr. Davis, Mr. R. Rivers and Mr. McLaughlin:

Strike Section 1 and substitute the following:

"Section 1. Every citizen of the United States who is at least nineteen years of age, who meets registration requirements which may be prescribed by law, and who is qualified to vote under this Article, may vote in any state or local election. He shall have been, immediately preceding the election, for one year a resident of Alaska and for thirty days a resident of the election district in which he seeks to vote. He shall be able to read or speak the English language as prescribed by law, unless prevented by physical disability. Additional voting qualifications may be prescribed by law for bond issue elections of political subdivisions."

Mr. Davis asked unanimous consent for the suspension of the rules to return Article V to second reading for the purposes of offering the above amendment. There being no objection, the rules were suspended.

Mr. Davis moved the adoption of the amendment. Mrs. Hermann seconded. Mr. R. Rivers asked unanimous consent. There being no objection, the amendment was ordered adopted.

Mr. Johnson asked unanimous consent that the rules be suspended, that Article V be advanced to third reading, read by title only and put upon final passage. There being no objection, the rules were suspended. Article V was read the third time. The question being, "Shall the rules be suspended and Article V be adopted as part of Alaska's State Constitution?", the roll was called with the following result:

Yeas: 46 - Armstrong, Aves, Barr, Boswell, Buckalew, Coghill, Collins, Cooper, Cross, Davis, Doogan, Emberg, H. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Johnson, Kilcher, King, Knight, Lee, McCutcheon, McLaughlin, McNees, Marston, Metcalf, Nerland, Nolan, Nordale, Peratrovich, Poulsen, Riley, R. Rivers, V. Rivers, Rosswog, Stewart, Sweeney, Taylor, VanderLeest, Walsh, Wien, and Mr. President

Nays: 4 - Laws, Londborg, McNealy, and Reader

Absent: 5 - V. Fischer, Smith, Sundborg, White; and Robertson

and so the article was adopted.

At the request of Mr. Hellenthal and with the unanimous consent of the Convention, the following amendments to Committee Proposal No. 14 "Description of the Election Districts" were adopted:

Page 2, District No. 3, third line after the word "north" insert the following: "and partly bounded on the north by a line drawn between Cape Fanshaw and the north side of Pybus Bay".

Page 3, District No. 6, sixth line delete the second "and" also the word "Islands" and insert a comma after the word "Douglas". After the word "Shelter" insert a comma and the words "and Benjamin Islands,".

Page 4, District No. 7 on the first line, beginning with the word "including" strike the balance of the section, and substitute the following: "not including the Tiekel River on the west; and up to and including the Chitina River on the east."

Page 4, District No. 8, line 5, beginning with the word "but", strike the balance of the sentence and insert the following: "and including the Tiekel River on the West, and above but not including the Chitina River on the east."

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

Page 4, District No. 9, sixth line, after the word "including" insert the words "the area draining into the". After the word "River" insert the following words: "from the north and from the south".

Mr. Taylor objected to the unanimous consent for information purposes. Mr. Taylor then withdrew his objection and there being no further objection to the unanimous consent request the amendment was ordered adopted.

Mr. Hellenthal moved and asked unanimous consent for the adoption of the following amendment to Committee Proposal No. 14 "Description of the Election Districts".

Page 5, District No. 10, line 6 after the word "tributaries" strike the balance of the section and substitute the following: "to but not including Beluga River on the south."

Mr. Kilcher objected to call attention to another amendment in that district description.

Mr. Helenthal then asked unanimous consent to include in his amendment the following:

Strike the words "and Beluga" at the end of line 5, page 5, Section 10.

There being no objection the amendment as amended was adopted.

At the request of Mr. Hellenthal and with the unanimous consent of the Convention, the following amendments were adopted:

Page 5, Section 11, line 2, strike the words "and including Chugach and Windy Bays" and insert in lieu thereof "Gore Point". Also strike the period at the end of section 11 and insert a semicolon and the following words: ";and to and including the confluence of the Kenai and Russian Rivers on the west".

Page 5, District No. 12, line 2, after the word "into" insert the following: "the Gulf of Alaska"; also strike the words "but not" and inset in lieu thereof the word "and".

Page 5, District No. 12, line 3, strike the words "by Chugach Bay" and insert in lieu thereof "into Port Dick"; also after the word "south" insert the words "to Gore Point".

Page 5, District No. 12, line 4, strike the word "River" and insert in lieu thereof the word "Creek"; also strike the semicolon after the word "north" and insert the following: "and the area east of the confluence of the Kenai and Russian Rivers and".

Page 5, District No. 12, line 6, strike the word "Chakachatna" and insert in lieu thereof the word "Beluga" and change comma to a semicolon after "River" on line 6; also line 7, strike the words "Chakehamna Lake".

Page 7, District No. 19, line 2, after the word "Creek" insert a comma and the words "near Blair Lakes,".

Page 8, Section No. 22, lines 2 and 3, strike the words "but not" and insert in lieu thereof the word "and"; line 3, strike the word "Buckland" and insert in lieu thereof the words "Good Hope".

Page 8, District 23, line 3, delete the word "and" and insert in lieu thereof the words "but not"; line 4 delete the word "Buckland" and insert in lieu thereof the words "Good Hope"; also delete the second word "and" and insert in lieu thereof the words "but not".

Page 9, District 24, line 1, delete the words "but not" and insert in lieu thereof the word "and".

Page 3, correct spelling of "Krugof" to "Kruzof", "Burners" to "Berners", "Yokobi" to "Yakobi".

Reference to the Pastolic River in sections 23 and 24 so as to spell it with a "k" instead of a "c"; correct spelling of "Shamisso" to "Chamisso".

The description of the election districts (schedule to C.P. No. 14) was referred to the Committee on Engrossment and Enrollment.

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

#### AFTER RECESS

Mr. Coghill asked permission to revert to committee reports and submitted the program for the official signing of the constitution as prepared by the Committee on Administration. Mr. Coghill moved and asked unanimous consent for adoption of the program. Mr. Doogan objected to state that the program should say "Recess" instead of "Adjournment".

Mr. Doogan withdrew his amendment. Mr. Buckalew objected. Mr. Doogan seconded.

After discussion by Mr. Barr, Mr. Hinckel, Mr. Doogan, and Mr. Boswell, Mr. Barr moved that a signed copy of the constitution be presented to the University of Alaska. Mr. Taylor seconded. Mr. Nerland asked unanimous consent. There being no objection, it was so ordered.

Mr. Johnson asked that the official gavel be presented to the University of Alaska at the Sunday night dinner, February 5, 1956.

There being no objection the report was adopted as amended on voice vote.

A discussion followed on several phases of the report. Mr. Doogan made a motion that the delegates accept the dinner invitation of the University. Mr. Kilcher seconded, and on voice vote the motion carried.

Mr. Coghill asked unanimous consent that the 100 copies be printed on a parchment or high grade paper. There being no objection, it was so ordered.

The President stated that the Committee on Administration would meet tomorrow and any delegates having suggestions to offer could meet with the Committee.

Mr. White inquired of the Chair if it were permissible to have the roll call on the Suffrage and Elections Article show his vote in favor of the article since he was away on Convention business when the vote was taken. The President ordered the record to show that Mr. White would have voted in the affirmative on Article V. Mr. Sundborg, Mr. V. Fischer and Mr. Smith made similar requests and the Chief Clerk was instructed to let the record show that they also would have voted in the affirmative on Article V.

*to Article III*  
Mr. V. Rivers asked unanimous consent that he be allowed to withdraw the previous amendment) and substitute another. Mrs. Sweeney objected for more information. Mrs. Hermann rose to a point of inquiry to find out if amendments would go to the Style and Drafting Committee. The President stated that they wouldn't go to Style and Drafting until after the third reading.

Mr. Johnson moved and asked unanimous consent to recess for fifteen minutes. There being no objection, the President declared the Convention at recess.

#### AFTER RECESS

A telegram from Charles W. Wilson, mayor of Palmer stating,

"The people of Palmer express their thanks for your efforts in framing a constitution and congratulations for the excellent results."

was read and ordered filed.

Mr. V. Rivers asked unanimous consent for the suspension of the rules to return Article III to second reading for the purpose of offering the following amendments:

Mr. Riley objected for clarification. After clarification by Mr. V. Rivers there being no further objection, the rules were ordered suspended.

At the request of Mr. V. Rivers and with the unanimous consent of the Convention the following amendments were adopted:

Section 10, Page 2, strike the section and insert the following:

"Section 10. If the governor-elect dies, resigns or is disqualified, the secretary of state elected with him shall succeed to the office of governor for the full term. If the governor-elect fails to assume office for any other reason, the secretary of state elected with him shall serve as acting governor and shall succeed to the office if the governor-elect does not assume his office within six months of the beginning of the term."

Section 13, Page 3, strike the section and insert the following:

"Section 13. Provision shall be made by law for succession to the office of governor in the event that the secretary of state is unable to succeed to the office. Provision shall also be made for a person to serve as acting governor in the event that the secretary of state is unable to act as governor. No election of a secretary of state shall be held except at the time of electing a governor."

Section 23, Page 6, line 4, insert period after the word "orders", strike balance of section and substitute the following:

"These orders shall become effective after sixty days of a regular session of the legislature have elapsed following their issuance or at the close of the next regular session, whichever is earlier, unless disapproved by a resolution concurred in by a majority of the members of the legislature in joint session."

Mr. Sundborg asked unanimous consent that the amendments adopted to Article III be referred to the Committee on Style and Drafting. There being no objection, it was so ordered.

Committee Proposal 17b was read the second time.

Mr. Sundborg moved and asked unanimous consent that those portions of the Miscellaneous Provisions which have been referred to Engrossment and Enrollment be referred to the Committee on Style and Drafting.

Mrs. Sweeney advised that the Miscellaneous Provisions were being held until all miscellaneous provisions had been referred to Engrossment and Enrollment and, in line with Mr. Sundborg's request, those provisions which had been referred would be reported out immediately.

Mr. McNealy moved and asked unanimous consent that the following committee amendment to C.P. No. 17b be adopted:

Section 3, line 8, strike the words "not inconsistent" and insert the word "consistent".

There being no objection, the amendment was adopted.

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

Section 5, line 9, insert "health districts," after "school districts,".

There being no objection, the amendment was adopted.

Mr. McNealy moved the adoption of the following committee amendment:

Section 6, page 2, lines 15 and 16, strike the words "performing functions vested by this constitution in the State" and insert "of the Territory, or under its laws," and on line 18, delete "those" and insert "their".

Mr. Stewart seconded.

Mr. White stated that the word to be deleted by Mr. McNealy was "these", not "those".

Mr. McNealy asked unanimous consent for the adoption of the amendment. There being no objection, the amendment was adopted.

Mr. Nerland moved and asked unanimous consent that Section 7 of C.P. No. 17b be deleted since the matter is covered in the Finance Article.

After discussion by Mr. V. Rivers, Mr. Hellenthal, Miss Awes, Mrs. Nordale and Mr. V. Rivers, Mr. Nerland asked to withdraw his amendment.

Mr. Nerland asked unanimous consent to strike the first sentence of Section 7.

Mr. Johnson asked whether the last sentence would be retained in the ordinances.

Mr. Nerland stated that would be his intention.

The President declared a short recess.

#### AFTER RECESS

Mr. Nerland asked that action on Section 7 be held over until a committee meeting could be held.

Mr. Stewart moved that the Convention adjourn until 9 a.m., Saturday. Mr. Lee seconded.

Mr. McNees asked unanimous consent that his reconsideration on striking sections 24 and 25 of 17a be considered at the time 17a would be on the calendar. There being no objection, it was so ordered.

Mr. Lee withdrew his second. Mr. Taylor seconded.

Mr. Coghill asked unanimous consent for adjournment. Mr. Doogan objected.

The following announcements were made: Finance on adjournment; Style and Drafting on adjournment; Engrossment and Enrollment on adjournment.

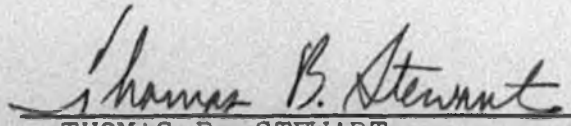
The question being "shall the Convention adjourn until 9 a.m. Saturday?", the roll was called with the following result:

Yeas: 38 - Armstrong, Awes, Boswell, Buckalew, Coghill, Collins, Cooper, Cross, Emberg, H. Fischer, Gray, Harris, Hellenthal, Hermann, Hilscher, Hinckel, Hurley, Johnson, King, Knight, McNealy, Marston, Nerland, Nolan, Poulsen, Reader, Riley, R. Rivers, V. Rivers, Rosswog, Smith, Stewart, Sundborg, Sweeney, Taylor, Walsh, White, and Wien

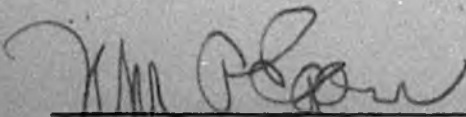
Nays: 10 - Doogan, Kilcher, Laws, Lee, Londborg, McCutcheon, McNees, Metcalf, Peratrovich, and Mr. President

Absent: 7 - Barr, Davis, V. Fischer, McLaughlin, Nordale, Robertson, and VanderLeest

and so the Convention adjourned at 5 p.m. until 9 a.m., Saturday.

  
THOMAS B. STEWART  
Secretary

Attested:

  
WILLIAM A. EGAN  
President