

EIGHTH DAY.

SATURDAY, *July 13, 10:00 A. M.*

(Vice-President in the chair.) Convention will come to order.

Prayer by chaplain.

Mr. McCONNELL. I move that we dispense with the regular order of business this morning and adjourn until 3:00 o'clock this afternoon.

Mr. AINSLIE. Mr. Chairman, before that motion is put, I would like to ask for an indefinite leave of absence for Mr. Beane. He requested me to make this request. He may be here in a few days.

Mr. BEATTY. I have a suggestion before that motion is put.

The CHAIR. One matter is before the convention and then I will hear the gentleman from Alturas. The leave is granted.

Mr. BEATTY. I desire to make a report of the committee on elections and suffrage concerning the memorial that was referred to this committee.

The CHAIR. If the gentleman will wait a moment, I will see if the convention will dispense with the order of the business of the convention. The motion of the gentleman from Latah was that we dispense with the order of business.

Mr. McCONNELL. I would like to explain why I made the motion. There are a number of committees who are nearly ready to report and by adjourning until this afternoon, they will have an opportunity to bring their reports all in. That is why I made the motion.

Mr. MORGAN. I think there are some reports of standing committees that are ready to be brought in this morning, and it seems to me that we ought not to adjourn until we see.

The CHAIR. Gentlemen, the motion is to adjourn. (Vote.) The noes have it. The motion is lost.

The secretary will read the proceedings of the last meeting.

SECRETARY reads the minutes.

ROLL CALL. Present: Messrs. Ainslie, Allen, Anderson, Andrews, Batten, Beatty, Bevan, Blake, Brigham, Campbell, Chaney, Clark, Crook, Crutcher, Gliddon, Gray, Hammell, Hampton, Harris, Hasbrouck, Hays, Hogan, Howe, Jewell, King, Kinport, Lewis, Maxey, Mayhew, McConnell, Melder, Myer, Morgan, Moss, Pefley, Pierce, Pinkham, Poe, Pritchard, Reid, Robbins, Salisbury, Shoup, Stull, Taylor, Underwood, Vineyard, Wilson.

Excused: Beane, Cavanah, Heyburn, McMahan, Sinnott, Sweet, Whitton.

Absent: Ballentine, Coston, Hagan, Harkness, Hendryx, Lamoreaux, Lemp, Pyeatt, Savidge, Standrod, Steunenberg, Woods, Mr. President.

LEAVES OF ABSENCE.

Mr. GRAY. Mr. President, I would ask leave of absence for this forenoon. I am called before the court and the judge at chambers. It is necessary.

The CHAIR. The gentleman from Ada asks leave of absence this forenoon. Without objection, it will be granted.

Mr. PRITCHARD. I would request leave of absence for one week.

Mr. POE. Mr. President, I think it is perfectly proper when a member of this convention is so situated that it becomes absolutely necessary on account of sickness or some accident, for him to leave this convention, that such request should be granted. But we have come here, all of us, at a great sacrifice for the purpose of adopting a constitution for our future state. This indiscriminate business of granting leave of absence without any vote, seems to me has already been carried to an unreasonable extent. Men come here—they have assumed the responsibility, they have laid aside their business and come here for a particular purpose and, of course, this is an expensive matter, and I don't think that it is right that men should leave here for the purpose of attending to their business, for the reason, Mr.

President, that it retards the work of this convention. I know as a matter of fact now that the business of this convention has been retarded probably a week,—almost a week, at any rate, by reason of absence of certain members of this convention. They are on committees and those committees will not take the responsibility to go on and get up their report and present it to this convention until they have consulted with their colleagues upon the committees, and therefore, it retards the proceedings of this convention, and I think there ought to be a stop to this matter. Now here is a gentleman that asks leave of absence for a week. Now I presume this convention ought not to sit for more than a week. Of course, if the gentleman has some business that absolutely requires his attention, and is such as would justify this convention to act as a whole, they ought to do this, but this going home to see his family once a week and no business reason, I don't think the gentlemen should ask it, and therefore, in the future, I will oppose the absence of any member unless he has got some legitimate and good reason for going away and neglecting a business he has come to attend. I think it is as highly important as any business he may have.

The CHAIR. I do not understand the gentleman as opposed to any leave of absence. The rule on the subject is that unless there is objection, the chair will grant leave by unanimous consent. Of course, if any member objects, it will be necessary to take a vote on the question.

Mr. POE. Mr. President, before that motion is put, and before a vote on it—

The CHAIR. I will state to the gentleman, there is no motion before the house.

Mr. POE. I know that, but I would like to hear the gentleman's reasons for asking leave, before we vote.

The CHAIR. The chair will say that the gentleman has been excused. I put the motion. No one objecting, it was not necessary to vote.

Mr. POE. I rose, Mr. President, in order to make

that objection. I have stated my objections in language and words. Now I do object unless the gentleman can give some reason:

The CHAIR. The chair did not observe that the gentleman objected, but if he made it, I will put the question.

Mr. POE. I asked before that question was put, to have the gentleman give any reason he may have.

The CHAIR. The chair will give him an opportunity so that he can give his reasons, but I want to state before the convention the question is whether the gentleman from Owyhee should be excused for one week.

Mr. PRITCHARD. Our Board of Equalization meets the second Monday of next month, and I find that this convention is going to last a little longer than I thought it would. I thought I could finish my business so as to be ready the day after the convention adjourns, but I find I am not going to get to do so. Now, in the meantime, I have very little to do. They have excused a great number who are on several committees; some on four or five committees. I have been on one committee and been here a week—only one three or four hours' session of this committee. I have had nothing to do and there are a number that have been excused who have a great deal to do.

Mr. WILSON. I move that the gentleman be excused for one week.

Mr. POE. Mr. President, before that motion is put; it is only in the case of objection that it is necessary to put it to a vote. Now I have given my reasons for objecting to this convention, for raising that point at this particular time. It seems that this gentleman is a board official and it is necessary for him to attend to these official duties, and under those circumstances, I withdraw my objection.

The CHAIR. We will consider the gentleman from Owyhee is excused for one week.

The CHAIR. Presentation of petitions and memorials. None.

Reports of standing committees.

The chair recognizes the gentleman from Alturas to make his report.

Mr. BEATTY. Our report was sent up to the desk. SECRETARY reads as follows:

COMMITTEE REPORT ON W. C. T. U. PETITION.

Mr. President, Your committee on Elections and Suffrage to whom was referred the memorial (herewith returned) of the Idaho Women's Christian Temperance Union, have respectfully considered the same and their conclusion upon the subject of female suffrage, therein referred to, will appear by the final report of your committee.

The memorial also directs attention to the subject of temperance, but the consideration of that question not being included within the authority granted your committee, is respectfully referred back to your honorable body.

J. H. BEATTY,

Chairman.

The CHAIR. Gentlemen, the committee refers the question of prohibition back to this convention as not being in their province. What will you do with that part of the report?

Mr. AINSLIE. I move that the report be received and adopted and the committee be discharged from the further consideration of that question.

The CHAIR. The question is now before the convention.

Mr. BEATTY. It is simply the question referred to in the memorial, I presume?

The CHAIR. Yes; that your committee be discharged from the further consideration of the question of prohibition. As I understand it, your committee retained the question of suffrage to be reported hereafter.

(The motion was carried.)

The CHAIR. The question is still before the convention and referred back to this convention. This committee is discharged from the consideration of the question of prohibition by the last motion. What will you do with the question now? It is now before the convention.

Mr. SHOUP. I move that it be referred to the committee of the whole convention.

The CHAIR. The gentleman from Custer moves that the memorial of the Woman's Christian Temperance Union in reference to prohibition be referred to a committee of the whole house. (Vote.) The ayes have it and the motion is adopted.

Any further reports from standing committees?

COMMITTEE REPORT—PREAMBLE AND BILL OF RIGHTS.

Mr. SHOUP. Mr. President, the committee on Preamble and Bill of Rights have unanimously agreed upon the report herewith sent to the secretary's desk.

Respectfully submitted,

JAMES M. SHOUP,

Chairman.

(Secretary reads report.)

The CHAIR. The report will go over, under the rule, and be printed.

COMMITTEE REPORT—MILITIA.

Mr. HAMMELL. Mr. President, your committee on Militia and Military Affairs hereby present their report and unanimously recommend its adoption as a part of the constitution of the state of Idaho.

(Secretary reads report.)

The CHAIR. The report, under the rule, will go over and be printed.

COMMITTEE REPORT—LEGISLATIVE DEPARTMENT.

Mr. MORGAN. Your committee on the Legislative Department of the constitution have instructed me to report the accompanying article, for the said Department, consisting of thirty-one sections.

(Secretary reads report.)

The CHAIR. The report will go over under the rule and be printed.

COMMITTEE REPORT—PUBLIC AND PRIVATE CORPORATIONS.

Mr. MAYHEW. The committee on Public and Private Corporations desire to report and respectfully sub-

mit the following report for your consideration.

A. E. MAYHEW,
Chairman.

(Secretary reads report.)

The CHAIR. The report will go over under the rule and be printed.

Reports of selected committees. None.

Final readings. None.

Gentlemen, that ends the order of business for today. What is the further pleasure of this convention?

PRINTING REPORTS OF COMMITTEES.

Mr. ALLEN. Gentlemen, if I am not out of order, in behalf of the printing committee, I would like to call the attention of the convention to the fact that it will require for these reports at least one week's time in which to present them to the convention. I would also like to ask instructions as to the number of copies required of each report. Without instructions, the committee had decided to order 100 copies.

Mr. MORGAN. I move that 200 copies of each of these reports be printed for the use of the convention. Do I understand the gentleman to say that these reports cannot be printed in less time than a week?

Mr. ALLEN. I meant to say that it will require a week's time to finish printing the entire number of reports as they will be presented.

Mr. BEATTY. Does the gentleman refer to a report of a committee or all the reports of the committees.

Mr. ALLEN. It will require at least this time, but they will be advanced as rapidly as possible. If there is any suggestion in regard to the precedence reports shall take, we will direct and act in accordance therewith.

Mr. MORGAN. I understand the reports are to be printed in the order in which they are introduced.

The CHAIR. Without instructions from the convention, that will be the order.

Mr. MORGAN. I don't still understand the gentleman quite in regard to the time that will be consumed in

printing these reports. It is the desire of course, of every one and of all the convention, on account of important business we have at home, to consider these matters at as early a day as possible.

The CHAIR. The chair understood the gentleman to state that to print all the reports that are made today and also all those yet to be made will take a week, but not that it will take a week to print those reported today.

Mr. MAYHEW. Mr. President, do I understand that it will take a whole week to have any one of those presented back to the convention? If that is the case, I shall make a motion that none of them be printed.

The CHAIR. The chair understands the gentleman from Shoshone, (Mr. ALLEN,) that it will take a week to print those reported today and those yet to be reported, but not a week to print those reported today by the committees.

Mr. MAYHEW. Gentlemen, the usual method of printing bills of a convention or legislative bodies is to put it in the hands of the committee on Printing. I am rather inclined to think it is the duty of the chairman of the committee on Printing to have that done as quickly as possible. I don't think there is any occasion for delay over 24 to 48 hours to have them printed. If it is going to take such a length of time, we shall not get through the convention for a month to come.

Mr. MORGAN. Can't the chairman give us any information as to how long it will take to print these three or four reports already handed in?

Mr. MAYHEW. I would like to inquire again, Mr. President, what has become of our rules that we ordered printed.

The CHAIR. The chair is unable to inform the gentleman. Can't the secretary or the chairman on Printing do so?

Mr. MAYHEW. There is just this thing about it, Mr. President, if we can't get the rules in time for the use of this convention, we do not want them at all. They are no good after the convention adjourns.

The CHAIR. The chair has been informed that the rules are partly finished. The printer will have them ready for distribution Monday morning.

The CHAIR. The question before the house is the motion of the gentleman from Bingham (Mr. MORGAN) to have 200 copies of each of the reports submitted printed.

Mr. BEATTY. I would like to ask the chairman of the committee on printing whether the ordering of 200 copies will make any material difference in the time required for the printing of these rules. If it will, I will make a motion that it be 100.

Mr. ALLEN. I merely made the statement, that being my judgment, simply to get instructions and information from the convention upon which the committee might act. We will do the very best we can, and the committee will advance this in every way possible and probably will be able to present some of these reports on the Monday morning session. But we are rather limited in our facilities for such work and I merely called your attention to this fact at this time in order that, if it is necessary to direct the precedence of any of these reports, we may be advised of it. The committee can report progress. It will do the very best it can.

Mr. MAYHEW. Mr. President, there has never been directly any motion about 200 copies to be printed. I have no doubt in my mind that the committee will do the very best it can. And perhaps the very best the committee can do is to have these things printed two or three weeks from now. But we can't stand that. Several members of this convention say if we cannot get these reports made and returned back, with both the rules and the other reports, in 48 hours after they are reported here, we had better go without these being printed. I ask the convention to consider this, if we are to sit here a number of days and do nothing after these matters are reported. You will observe, Mr. President, that all reports that have been reported by the committees are to be ordered printed and laid upon the table to be con-

sidered in their order by the committee of the whole.

The CHAIR. The chair will ask that the rules be read for the information of the convention.

SECRETARY reads RULE 51, as follows:

“All reports of committees, containing matter to be incorporated in the constitution, shall be considered in the order in which the reports are made, and upon their introduction and full reading before the convention, such matter to be incorporated shall lay upon the table, and be printed and when printed shall be placed on the calendar to be considered in the committee of the whole.”

Mr. MAYHEW. I have not heard an answer, Mr. President, from the chairman of the committee on printing to the question of the gentleman from Alturas, (Mr. BEATTY) if it will make any difference in time to have 200 copies printed. If it is going to take any greater time to have 200 copies printed, I shall oppose the motion.

Mr. ALLEN. I don't think it will take much longer after the matter is set up and on the press, to run out 100 copies additional. It ought not to take more than an hour or two in the case of each report.

The CHAIR. The question before the convention is on the motion of the gentleman from Bingham (Mr. MORGAN) that there be printed 200 copies of each report of the articles to be incorporated in the constitution, for the use of the members of the convention. (Vote.)

The motion is adopted.

RESOLUTION OF INVITATION.

Mr. ALLEN. I understand that the Nebraska Editorial Association is within the borders of Idaho today, and the suggestion has been made that it will be desirable to extend the invitation of this convention in connection spend a day in the capital city while they are in the Northwest. I would, therefore move, Mr. President, if it is in order, that Governor Shoup in behalf of this convention be authorized to extend a cordial invitation to the members of that association to visit this city and this convention. (Seconded.)

The CHAIR. It has been moved by the gentleman from Logan that Governor Shoup in behalf of this convention be authorized to extend a cordial invitation to the members of that association to visit this city and this convention on their way through this territory. (Vote.) The resolution is carried.

The CHAIR. What is the further pleasure of the convention?

Mr. MAYHEW. I move the convention now adjourn until Monday morning at 10:00 o'clock. (Seconded and put to vote.)

The CHAIR. The motion is adopted and the convention is adjourned until Monday morning at 10:00 o'clock.

NINTH DAY.

BOISE, MONDAY, *July 15, 1889.*

The CHAIR. Gentlemen of the convention, you will please come to order.

Prayer by Chaplain Smith.

ROLL CALL. Present: Messrs. Ainslie, Allen, Anderson, Andrews, Batten, Beane, Beatty, Bevan, Blake, Brigham, Campbell, Cavanah, Chaney, Clark, Crutcher, Gray, Hagan, Hammell, Hampton, Harris, Hasbrouck, Hays, Hogan, Howe, King, Kinport, Lamoreaux, Lemp, Lewis, Maxey, Mayhew, Melder, Myer, Morgan, Pefley, Pierce, Poe, Reid, Robbins, Salisbury, Sinnott, Shoup, Standrod, Sweet, Taylor, Underwood, Wilson, Mr. President.

Excused: Messrs. Ballentine, Harkness, Heyburn, McMahan, Pritchard, Stull, Vineyard and Whitton.

Absent: Armstrong, Coston, Crook, Glidden, Hendryx, Jewell, McConnell, Moss, Pinkham, Savidge, Steunenberg, Woods.

The CHAIR. A quorum of the convention being present, the secretary will read the journal of the last session. (Approved).

Mr. MAYHEW. Several members have arrived who have not been sworn in.