

# NINTH DAY

## MORNING SESSION.

THURSDAY, January 25, 1912.

The Convention met pursuant to adjournment, was called to order by the president and opened with prayer by Rabbi Moses Gries, of Cleveland.

The journal of yesterday was read and approved.

### PETITIONS AND MEMORIALS.

Mr. Doty presented the petition of woman's suffrage organization of Cleveland, Martin Lueke, secretary, asking for woman's suffrage; which was referred to the committee on Equal Suffrage and Elective Franchise.

Mr. Crites presented the petition of the W. C. T. U. of Tarlton, and other citizens of Pickaway county, against high license clause in the new constitution and ask for equal suffrage; which was referred to the committee on Equal Suffrage and Elective Franchise.

Mr. Crites presented the petition of the W. C. T. U. of Commercial Point, and other citizens of Pickaway county, against high license clause in the new constitution and ask for equal suffrage; which was referred to the committee on Equal Suffrage and Elective Franchise.

Mr. Crites presented the petition of the W. C. T. U. of Circleville, and other citizens of Pickaway county, against high license clause in the new constitution and ask for equal suffrage; which was referred to the committee on Equal Suffrage and Elective Franchise.

Mr. Crites presented the petition of the W. C. T. U. of Darbyville, and other citizens of Pickaway county, against a high license clause in the new constitution, and ask for equal suffrage; which was referred to the committee on Equal Suffrage and Elective Franchise.

Mr. Stokes presented the petition of the W. C. T. U. of Miamisburg, representing seventy members; which was referred to the committee on Liquor Traffic.

Mr. Knight presented the petition of the Columbus Real Estate Board, of Franklin county, urging an amendment to the constitution authorizing the legislature to classify property for taxation, taxing each class uniformly; which was referred to the committee on Taxation.

Mr. Watson presented the petition of E. R. Finley and several hundred other citizens of Marion county, relative to an amendment to the constitution prohibiting the manufacture and traffic in cigarettes in Ohio; which was referred to the committee of the Whole.

Mr. Thomas presented the petition of Cataract Lodge No. 2 Amalgamated Association of Iron and Steel Workers, relative to weekly pay days; which was referred to the committee on Labor.

Mr. Anderson presented the petition of Warren Political Equality Club, of Mahoning county, relative to woman's suffrage; which was referred to the committee on Equal Suffrage and Elective Franchise.

Mr. Miller, of Fairfield, presented the petition of J. C. Burkett and four hundred other citizens of Troy, against unrestricted license of the liquor traffic; which was referred to the committee on Liquor Traffic.

Mr. Hoskins presented the petition of many citizens of Auglaize county, relative to liquor traffic; which was referred to the committee on Liquor Traffic.

Mr. Tetlow presented the petition of C. B. Hunt and ninety-nine other citizens of Columbiana county, relating to cigarette traffic; which was referred to the committee of the Whole.

### MOTIONS AND RESOLUTIONS.

Mr. LONGSTRETH: I offer a resolution. The resolution was read as follows:

Resolution No. 44:

*Resolved*, In view of the number of our members who belong to the clergy, that the Convention invite these gentlemen to officiate in turn as chaplain.

The resolution was laid over under the rule.

Mr. King: I offer a resolution.

The resolution was read as follows:

Resolution No. 45:

*Resolved*, That the president of the Convention is hereby authorized to appoint one additional page, to be selected from the pupils of the Ohio Soldiers' and Sailors' Orphans' Home at Xenia, the page so appointed to be designated by the superintendent of said institution.

The resolution was laid over under the rule.

Mr. KING: I would move a suspension of the rules and the consideration of this resolution at this time.

A vote being taken on a division the motion to suspend was lost and the resolution was laid over under the rules.

Mr. HALFHILL: I offer a resolution.

The resolution was read as follows:

Resolution No. 46:

*Resolved*, That the president of the Convention be authorized to invite the preachers or other spiritual leaders in charge of any and all the religious denominations in the city of Columbus, to appear from day to day before the Convention, as may be arranged, and open its daily sessions with prayer.

The resolution was laid over under the rule.

Mr. EVANS: I offer a resolution.

The resolution was read as follows:

Resolution No. 47:

*Resolved*, That the Convention will receive proposals for the amendment of, or changes in the constitution, for four weeks from this date and thereafter none shall be received.

The resolution was laid over under the rule.

Mr. EBY: I offer a resolution.

The resolution was read as follows:

Resolution No. 48:

*Resolved*, That the president of this Convention extend to Senators Theodore E. Burton and Atlee Pomerene an invitation to address this Convention at their earliest convenience.

Mr. LAMPSON: I move that the rules be suspended and the resolution be considered at this time.

## Introduction of Proposals, Etc.

The motion was lost, and the resolution was laid over under the rules.

Mr. DOTY: Mr. President: I move you that hereafter all members who have petitions to offer be required to place them in the proper form for entry upon the journal in a box for that purpose, and that we dispense with the offering of petitions in public, and that the secretary shall be authorized to place them upon the journal in the proper place in the order of business, and do so at their earliest convenience.

The motion was carried.

The PRESIDENT: Are there any more?

Mr. KERR: I ask unanimous consent to make a report of a committee just now.

The PRESIDENT: If there is no objection the report may be given.

Mr. DOTY: What is the committee?

The PRESIDENT: The committee appointed to arrange for the president to speak before the Convention.

Mr. KERR: The committee on Reception wants to report that the president will address this body at 11:30 on Wednesday, and the committee is desirous of having an additional member on the committee and asks that the member from Franklin [Mr. KNIGHT] be added. I make that motion.

The motion was seconded.

The PRESIDENT: Does the member say 11:30?

Mr. DOTY: I suggest that reports of committees, even on such an important matter as receiving the president, ought to be in writing. I think the member can reduce it to writing, and have it put on the journal. I object to the verbal making of reports.

The PRESIDENT: The objection is sustained.

## INTRODUCTION OF PROPOSALS.

The following proposals were introduced and read the first time:

Proposal No. 148—Mr. Solether. To submit a proposal to the Convention—Relative to jurors.

Proposal No. 149—Mr. Weybrecht. To submit an amendment to article VIII, section 3, of the constitution.—Relative to good roads.

Proposal No. 150—Mr. Stewart. To submit an amendment to article XII, section 2, of the constitution.—Relative to taxation by uniform rule.

Proposal No. 151—Mr. Anderson. To submit an amendment to section 18, of schedule of the constitution.—Relative to the liquor traffic.

Proposal No. 152—Mr. Brown, of Highland. To submit an amendment to article I, of the constitution.—Relative to the buying and selling of farm products.

Proposal No. 153—Mr. Peters. To submit an amendment to article III, sections 1 to 4, of the constitution.—Relative to the election of state officials.

Proposal No. 154—Mr. Winn. Relative to liquor traffic.

Proposal No. 155—Mr. Davio. To submit an amendment by adding to article XV of the constitution.—Relative to strike-breakers.

Proposal No. 156—Mr. Davio. To submit an amendment by adding to article XV of the constitution.—Relative to police power.

Proposal No. 157.—Mr. Davio. To submit an amendment to article VIII of the constitution by adding section 14.—Relative to public work.

Proposal No. 158—Mr. Doty. To submit an amendment to article IV of the constitution by adding section 22.—Limiting the jurisdiction of courts established or authorized by the constitution.

Proposal No. 159—Mr. Dunn. To amend section 18 of the constitution.—Relative to liquor traffic.

Proposal No. 160—Mr. Pettit. To submit an amendment to article XV, section 2, of the constitution.—Relative to public printing.

Proposal No. 161—Mr. Moore. To submit an amendment to article III, sections 1, 2, 15 and 18; strike out 16 and 17, and add section 21, of the constitution.—Relative to short ballot and recall.

By unanimous consent Mr. BROWN, of Lucas, offered a resolution.

The resolution was read as follows:

Resolution No. 49.

*Resolved*, That the Hon. Woodrow Wilson be invited to address this Convention at such time as may suit his convenience.

The resolution was laid over under the rule.

## REFERENCE TO COMMITTEES OF PROPOSALS.

The following proposals on the calendar were read by their titles and referred as follows:

Proposal No. 119—Mr. Pettit. To the committee on Equal Suffrage and Elective Franchise.

Proposal No. 120—Mr. Rockel. To the committee on Judiciary and Bill of Rights.

Proposal No. 121—Mr. Dunn. To the committee on Judiciary and Bill of Rights.

Proposal No. 122—Mr. Farrell. To the committee on Labor.

Proposal No. 123—Mr. Farrell. To the committee on Labor.

Proposal No. 124—Mr. Thomas. To the committee on Education.

Proposal No. 125—Mr. Thomas. To the committee on Method of Amending the Constitution.

Proposal No. 126—Mr. King. To the committee on Legislative and Executive Departments.

Proposal No. 127—Mr. King. To the committee on Corporations other than Municipal.

Proposal No. 128—Mr. King. To the committee on Municipal Government.

Proposal No. 129—Mr. King. To the committee on Equal Suffrage and Elective Franchise.

Proposal No. 130—Mr. Miller, of Fairfield. To the committee on Taxation.

Proposal No. 131—Mr. Miller, of Fairfield. To the committee on Labor.

Proposal No. 132—Mr. Jones. To the committee on Taxation.

Proposal No. 133—Mr. Smith, of Geauga. To the committee on Judiciary and Bill of Rights.

Proposal No. 134—Mr. Halenkamp. To the committee on Judiciary and Bill of Rights.

Proposal No. 135—Mr. Walker. To the committee on Legislative and Executive Departments.

## Reference of Proposals, Etc.

Proposal No. 136 — Mr. Walker. To the committee on Judiciary and Bill of Rights.

Proposal No. 137 — Mr. Brown, of Lucas. To the committee on Judiciary and Bill of Rights.

Proposal No. 138 — Mr. Anderson. To the committee on Municipal Government.

Proposal No. 139 — Mr. Stewart. To the committee on Taxation.

Proposal No. 140 — Mr. Stokes. To the committee on Judiciary and Bill of Rights.

Proposal No. 141 — Mr. Stokes. To the committee on Legislative and Executive Departments.

Proposal No. 142 — Mr. Tannehill. To the committee on Judiciary and Bill of Rights.

Proposal No. 143 — Mr. Moore. To the committee on Taxation.

Proposal No. 144 — Mr. Eby. To the committee on Initiative and Referendum.

Proposal No. 145 — Mr. Wise. To the committee on Equal Suffrage and Elective Franchise.

Proposal No. 146 — Mr. Taggart. To the committee on Judiciary and Bill of Rights.

Proposal No. 147 — Mr. Stalter. To the committee on Judiciary and Bill of Rights.

## REPORTS OF SELECT COMMITTEE.

Mr. KERR: I would like the unanimous consent of the Convention to present our report at this time.

The secretary read the report as follows:

Mr. Kerr, on behalf of the special committee appointed under Resolution No. 19, made the following report:

"President Taft will address this Convention, on Wednesday, January 31, at 11:30 o'clock a. m."

Mr. DOTY: I thought the committee asked to have Mr. Knight appointed as a member. Did not they report they desired to have an additional member on this committee?

Mr. KERR: I wish to offer that as a motion.

Mr. TANNEHILL: When is the time that Governor Harmon is going to speak?

Mr. HOSKINS: Will you permit me to answer that question? The members of our committee called on the governor and suggested the 30th, which would be the day before the address of the president, but when we came up here and learned that the president was to be here on the 30th, we returned to the governor's office and changed the date to the 31st. We only learned ten minutes ago that there would be a conflict, and a member of the committee has just gone to the governor's office to see if he can arrange for the governor to speak the next day. I think our committee will have no objection to the report of the member from Jefferson.

Mr. BROWN, of Highland: I simply want to suggest that it is possible that the chairman of that committee has made an error about the hour, because, being a member of that committee I had a conference with him this morning, and my understanding then was that the president was to be here at 9:30. I simply rise to ask the chairman if he has said 11:30 inadvertently or advisedly?

Mr. KERR: If I said 9:30 it was a mistake. The president comes here on his way to the depot.

The report of the committee was unanimously adopted.

Mr. KERR: I move to add to the committee named under Resolution No. 19 the name of the member from Franklin [Mr. KNIGHT].

The motion was carried.

Mr. FESS: I ask the unanimous consent of the delegates to make a statement upon the resolution that will be up for hearing Monday evening. I am going to ask that the Convention will give me a leave of absence for that time, and I should like to make a statement here, in view of the fact that I may not be able to be here at that time, on a matter that is being a little misunderstood.

I have several letters from officers of the Soldiers' and Sailors' Orphans' Home relative to the fact that ever since 1871 in every legislative body there have been two pupils from that institution represented here, one in the senate and one in the house. The matter came to my notice in the beginning of this meeting of our Convention, but it was overlooked, and references are made to it by pupils who are identified with that institution, and I believe we are going to be misunderstood if this Convention, as the convention of '73, does not recognize the Soldiers' and Sailors' Orphans' Home. I wanted just to make this statement: Some of the most distinguished men in Ohio have come from that home through these bodies that meet in this room. John R. Malloy is one of them. The parliamentarian of this Convention, E. W. Hughes is another; the librarian of the law library came from that home; one of the distinguished members of the state department of health came from there, and a great list I could name, went through as pages here, and we thought they would be recognized here by this body. I am sorry it was overlooked, and if it would not be out of order I should like when the Convention comes to consider this proposition on Monday that it would know its duty, if it is a duty, to the thousands upon thousands that have gone through the Orphans' Home. I live within nine miles of it, and I go over frequently to the meetings of the board of trustees. I think it is the most inspiring sight I have ever looked upon to see in the chapel the faces of the children that gather there for worship on Sunday morning, and in the day school—to see a little child in the arms of one of the officers and there being cared for. It seems to me that this Constitutional Convention ought not to overlook that home when we come to treat this resolution. I beg your pardon, but I wanted to make this statement as I could not do so on Monday. If it would be in order I would like to have the matter taken off the table, where it is now, and considered now, but I will not ask that, but I do not want it to go out to the public that we are ignoring the home.

Mr. DOTY: In view of the fact that this Convention has invited three of the mayors of the largest three cities of the state to address this Convention at this hour, I move that the Convention adjourn for the purpose of hearing the addresses of the three mayors.

Mr. STOKES: I have just waited on the governor and he has changed the date for his address to the Convention to Tuesday, the following week, February 6.

Mr. DOTY: I move we adjourn.

The motion was carried.

The Convention adjourned until Monday, January 29, 1912, at 7 o'clock p. m.