

## MOTIONS AND RESOLUTIONS.

Mr. Knutson moved that the Special Order on H. F. No. 455 be continued till Wednesday at 11 o'clock A. M., March 29, 1911. Which motion prevailed.

Mr. Dunn, R. C., moved a call of the House.

The roll being called, the following members answered to their names:

Aker,	Edwards,	Kelly,	Morton,	Robertson,
Anderson, And.,	Farley,	Klemer,	Nash,	Robinson,
Anderson, A. V.	Ferguson,	Knapp,	Nelson, A.,	Rustad,
Anderson, J. J.,	Fowler,	Kneeland,	Nelson, H.,	Saggau,
Boothroyd,	Frankson,	Knutson,	Nolan,	Schuler,
Borgen,	Fuchs,	Kunze,	Nye,	Skartum,
Bouck,	Greene,	Lee, I. J.,	Nygren,	Spooner,
Brown, G. W.,	Hafften,	Lee, J. F.,	O'Brien,	Stone, C. E.,
Brown, L. D.,	Harding,	Lee, S. N.,	O'Neill,	Stone, W. T.,
Burnquist,	Hauge,	Lennon,	Orr,	Sulerud,
Campbell,	Herzberg,	Libera,	Palmer,	Sullivan,
Christie,	Hillman,	Lindberg,	Papke,	Thielen,
Clarke,	Hoffman,	Lundeen,	Perry,	Untiedt,
Congdon,	Holmberg,	Lydiard,	Peters,	Utecht,
Conley,	Holten,	McDonald,	Peterson, A. J.,	Virtue,
Converse,	Hopkins,	McKenzie,	Peterson, J. E.,	Warner, C. H.,
Crane,	Hurley,	McMartin,	Pfaender,	Warner, E.,
Davis,	Jelinek,	McNeil,	Putnam,	Webb,
Davis,	Johnson, C. E.,	Mattson,	Reed,	Wescott,
Denzer,	Johnson, J. N.,	Metting,	Ribenack,	White,
Diessner,	Johnson, J. T.,	Minette,	Rice,	Wisniewski,
Dunn, R. C.,	Just,	Moriarity,	Rines,	

On motion of Mr. Crane, further proceedings under the call were dispensed with.

Mr. Dunn, R. C., called up the resolution on page 10 of the Fifty-seventh Day Journal and moved its adoption.

Mr. Pfaender moved to amend the resolution of Honorable R. C. Dunn, now under consideration, as follows:

Strike out paragraph 3 of said resolution and insert in lieu thereof the following:

"WHEREAS, The said special committee has heretofore made its report in said matter, which report has been duly adopted by this House; and

"WHEREAS, Since the adoption of said report, statements were made on the floor of this House by members of said special committee as follows:

"First: That said Honorable F. L. Klemer, in connection with said matter, admitted that the language so used by him was unparliamentary.

"Second: That he admitted he had no facts or evidence to support his said statements and language.

“Third: That after the said incident and the use of said language and on the same day he had agreed to make to the House a statement of apology and withdrawal, the text of which was read on the floor of the House, and which is set forth in the paper attached hereto and made part hereof, marked ‘Proposed statement.’

“Fourth: That the said special committee thereupon prepared a proposed report, which said proposed report was also read upon the floor of the House, and which is set forth in the paper attached hereto and hereby made part hereof, marked ‘Proposed Report,’ and

“WHEREAS, All of said statements were made in the presence, on the floor of this House, of the said Honorable F. L. Klemer, and he, having had ample opportunity to deny the same, if not true, and having wholly failed to do so and”

PROPOSED STATEMENT.

MR. SPEAKER AND GENTLEMEN: I desire to state to the Hon. Speaker and to the gentlemen of this House that when I spoke yesterday I had no intention of reflecting on the integrity of the Speaker or of any of the committees, in my remarks. I desire here and now to withdraw any and all remarks that may have been said in the heat of debate, and to apologize for using language that was unparliamentary, and that could have been construed as in any way reflecting on the Hon. Speaker. I have in the past said to various members of the House that our Honorable Speaker was fair and just in the chair as presiding officer and that no word of fault could be found with him. I came here with the intent and purpose of voting and working for such measures as in my best judgment were for the best interests of all the people and in striving for such object I shall endeavor in the future to be fair, and confine myself to the rules of this House, and to gain and hold the confidence of its members.

PROPOSED REPORT.

Your Committee appointed under resolution of the House Wednesday, March 22nd, to investigate certain alleged unparliamentary language and action indulged in by the gentleman from Rice, Mr. Klemer, touching upon the constitution of the various committees of the House, beg leave to report as follows:

It is admitted by the gentleman in question himself that the language used as aforesaid was unparliamentary, and we, therefore, see no necessity for repeating the same or inquiring as to its said character. Reflecting as it does, on the very integrity of the House

itself, no question can arise as to the basis on which any such reflection may rest, and we see no other solution or recommendation to make than that the gentleman in question either apologize publicly to the House for the unparliamentary language used, or be subjected to such punishment as this body may see fit to impose.

Your Committee is satisfied, from the explanations received, that the language was used in the heat of debate, and the offending member signifies his willingness to apologize to the House for transgressing its parliamentary rules, and we are assured that such apology will be ample and unconditional, and in writing, to be entered on the Journal of the House. We recommend, therefore, that the said member be permitted to apologize publicly as indicated, and that the House receive such apology.

Mr. Pfaender moved that the Clerk be authorized to strike out the word "unanimously" wherever it occurs in the amendment to the report of the special committee on the Klemer charges.

Which motion prevailed.

And the Clerk struck out the word "unanimous" from the amendment and report.

Which amendment to the resolution was adopted.

Mr. Lennon moved that the following be substituted for the resolution offered by Mr. Dunn, R. C., as amended:

Mr. Morton moved the following as an amendment for the pending motion:

WHEREAS, The Hon. F. L. Klemer, on Wednesday, March 22, verbally charged, in this House, that the Hon. Speaker packed the committees of this House in the interests of the so-called "special interests" and that the committees of this House are packed in the interest of the so-called "special interests"; and

WHEREAS, The said member has been guilty of a breach of the rules of this House in making such a charge; and

WHEREAS, The said member, the Hon. F. L. Klemer, has refused to withdraw his unparliamentary language and make proper apology for his improper language; therefore, be it

*Resolved*, by the House of Representatives, That the said Hon. F. L. Klemer be and he is hereby censured by the members of this House, and that the vote so censuring him be made a matter of record.

Mr. Mattson moved, at 1:30 P. M., that the House take a recess to 3 o'clock P. M.

Which motion prevailed.

## AFTERNOON SESSION.

The House, at 3 o'clock P. M., reconvened.

Mr. Hopkins moved that the Special Order on H. F. No. 136 be taken up immediately upon disposal of pending matters before the House.

Which motion prevailed.

MR. SPEAKER: In my remarks before this House last Wednesday, I believe that my language was unparliamentary, and I hereby wish to offer an apology to the Speaker and the members of this House in so far as my language was unparliamentary.

F. L. KLEMER.

Mr. Morton moved to withdraw the resolution offered by him. Which motion prevailed.

The question being taken on the adoption of the resolution, as amended,

And the roll being called, there were yeas 66 and nays 42, as follows:

Those who voted in the affirmative were:

Aker,	Ferguson,	Kelly,	Moriarity,	Robertson,
Anderson, And.,	Fowler,	Knapp,	Nash,	Saggau,
Boothroyd,	Fuchs,	Kneeland,	Nelson, H.,	Schuler,
Borgen,	Greene,	Kunze,	Nye,	Spooner,
Bouck,	Hafften,	Lee, S. N.,	O'Brien,	Stone, C. E.,
Brown, G. W.,	Hauge,	Lennon,	O'Neill,	Sullivan,
Brown, L. D.,	Herzberg,	Libera,	Orr,	Thielen,
Clarke,	Hillman,	Lydiard,	Papke,	Untiedt,
Congdon,	Hoffman,	McDonald,	Perry,	Utecht,
Converse,	Hopkins,	McKenzie,	Peters,	Virtue,
Denzer,	Hurley,	McNeil,	Pfaender,	Warner, C. H.,
Diessner,	Jelinek,	Mettling,	Ribenack,	Wescott,
Dunn, R. C.,	Just,	Minette,	Rice,	White,

Those who voted in the negative were:

Anderson, A. V.,	Edwards,	Knutson,	Nolan,	Skartum,
Anderson, J. J.,	Farley,	Lee, I. J.,	Nygren,	Stone, W. T.,
Burnquist,	Frankson,	Lee, J. F.,	Palmer,	Sulerud,
Campbell,	Harding,	Lindberg,	Peterson, A. J.,	Warner, E.,
Christie,	Holmberg,	Lundeen,	Peterson, J. E.,	Webb,
Conley,	Holten,	McMartin,	Putnam,	Wisniewski,
Crane,	Johnson, C. E.,	Mattson,	Rines,	
Davies,	Johnson, J. N.,	Morton,	Robinson,	
Davis,	Johnson, J. T.,	Nelson, A.,	Rustad,	

So the resolution was adopted.

Mr. Klemer offered the following resolution:

*Be it Resolved*, by the House of Representatives, That a committee of seven be named, three members of said committee to be named by the mover of this resolution, and three members of such committee to be appointed by the Speaker, and that the six members so appointed be authorized to name the seventh member of said

committee; that the committee so named be constituted a committee of this House for the purpose of investigating the charges made by me yesterday, namely, "That this House and its committees have been packed in the interests of the special interests," and that such committee be given full powers to subpoena and swear witnesses, to compel the production of books and papers, and that such committee be required to report back to the House all the testimony and proceedings in the premises.

Mr. Klemer moved the adoption of the resolution.

Notice of debate was given by Mr. Johnson, J. N.; so the resolution went over under the rules.

Mr. Dunn, H. H., moved that Messrs. Klemer and Stone, W. T., come before the bar of the House and name the packed committees so charged and the members thereon.

Mr. Conley moved at 4:40 that the House do adjourn.

Which was lost.

Mr. Johnson, J. N., moved as an amendment that Messrs. Klemer and Stone, W. T., report by Wednesday morning in writing to the Chief Clerk, specifically the committees so packed, and the members thereon in favor of the special interests.

The question being taken on the adoption of the amendment.

And the roll being called, there were yeas 40 and nays 66, as follows:

Those who voted in the affirmative were:

Anderson, A. V.	Edwards,	Hopkins,	Lundeen,	Putnam,
Anderson, J. J.,	Farley,	Johnson, C. E.,	McMartin,	Rines,
Burnquist,	Ferguson,	Johnson, J. N.,	Mattson,	Robinson,
Campbell,	Frankson,	Johnson, J. T.,	Morton,	Rustad,
Christie,	Harding,	Klemer,	Nolan,	Skartum,
Conley,	Hillman,	Lee, I. J.,	Orr,	Sulerud,
Crane,	Holmberg,	Lee, J. F.,	Peterson, A. J.,	Warner, E.,
Davies,	Holtan,	Lindberg,	Peterson, J. E.,	Webb,

Those who voted in the negative were:

Aker,	Fuchs,	Lee, S. N.,	Nygren,	Sullivan,
Anderson, And.,	Greene,	Lennon,	O'Brien,	Thielen,
Boothroyd,	Hafften,	Libera,	O'Neill,	Untiedt,
Borgen,	Herzberg,	Lydiard,	Palmer,	Utecht,
Bouck,	Hoffman,	McDonald,	Papke,	Virtue,
Brown, G. W.,	Hurley,	McKenzie,	Perry,	Warner, C. H.,
Brown, L. D.,	Jelinek,	McNeil,	Peters,	Wescott,
Clarke,	Just,	Mettling,	Pfaender,	White,
Congdon,	Keefe,	Minette,	Ribenack,	Wisniewski,
Converse,	Kelly,	Moriarity,	Robertson,	Mr. Speaker.
Denzer,	Knapp,	Nash,	Saggau,	
Diessner,	Kneeland,	Nelson, A.,	Schuler,	
Dunn, R. C.,	Knutson,	Nelson, H.,	Spooner,	
Fowler,	Kunze,	Nye,	Stone, C. E.,	

So the amendment was lost.

The question being taken on the original motion.

And the roll being called, there were yeas 69 and nays 36, as follows:

Those who voted in the affirmative were:

Aker,	Fuchs,	Knutson,	Nash,	Saggau,
Anderson, And.,	Greene,	Kunze,	Nelson, A.,	Schuler,
Boothroyd,	Hafften,	Lee, S. N.,	Nelson, H.,	Spooner,
Borgen,	Herzberg,	Lennon,	Nye,	Stone, C. E.,
Bouck,	Hillman,	Libera,	Nygren,	Sullivan,
Brown, G. W.,	Hoffman,	Lundeen,	O'Brien,	Thieler,
Brown, L. D.,	Holmberg,	Lydiard,	O'Neill,	Untiedt,
Clarke,	Hurley,	McDonald,	Palmer,	Utecht,
Congdon,	Jelinek,	McKenzie,	Papke,	Virtue,
Denzer,	Just,	McNeil,	Perry,	Warner, C. H.,
Diessner,	Keefe,	Mattson,	Peters,	Wescott,
Dunn, R. C.,	Kelly,	Metting,	Pfaender,	White,
Ferguson,	Knapp,	Minette,	Ribenack,	Wisniewski,
Fowler,	Kneeland,	Moriarity,	Robertson,	Mr. Speaker.

Those who voted in the negative were:

Anderson, A. V.	Davies,	Johnson, J. N.,	Nolan,	Skartum,
Anderson, J. J.,	Edwards,	Johnson, J. T.,	Orr,	Sulerud,
Burnquist,	Farley,	Klemer,	Peterson, A. J.,	Warner, E.,
Campbell,	Frankson,	Lee, I. J.,	Peterson, J. E.,	Webb,
Christie,	Harding,	Lee, J. F.,	Putnam,	
Conley,	Holten,	Lindberg,	Rines,	
Converse,	Hopkins,	McMartin,	Robinson,	
Crane,	Johnson, C. E.,	Morton,	Rustad,	

So the motion prevailed.

Messrs. Klemer and Stone, W. T., appeared before the bar of the House.

Mr. Klemer.—Gentlemen of the House and Mr. Speaker: I desire to state that I cannot in so short a time name the committees to which I had reference, in the heat of debate, when I spoke the other day.

Mr. Dunn, H. H.—Can I ask the gentlemen from Rice one question?

Chair.—Does the gentleman from Rice yield?

Mr. Klemer.—No.

Chair.—The gentleman does not yield. Anything further from the gentleman from Rice, Mr. Klemer? What shall the House do with the statement?

Mr. Pfaender.—I move you that the remarks be made a matter of record.

Chair.—The question is on the motion of Mr. Pfaender that the remarks be made a matter of record. Motion carried. What is the further pleasure of the House with the gentleman from Rice?

Mr. Robinson.—I move you Mr. Speaker that the gentleman from Rice be excused.

Mr. Pfaender.—I move as a substitute motion that we now hear from the gentleman from Hubbard, Mr. Stone, W. T.

Chair.—The gentleman from Brown is out of order.

Chair.—The question before the House is on the motion of the gentleman from Winona, that the gentleman from Rice, Mr. Klemer, be excused. Motion lost.

Mr. Spooner.—I would like to ask the gentleman from Rice a question?

Chair.—Does the gentleman yield?

Mr. Klemer.—Yes.

Chair.—The gentleman from Rice yields.

Mr. Spooner.—I would like to ask what committees you had in mind when you made the charge that the committees of this house were "packed in the interest of the special interests."

Mr. Klemer.—I cannot answer you that question at this time. It was a general charge.

Mr. Spooner.—I would like to ask you another question. Is it then a fact that you had no particular committee in mind?

Mr. Klemer.—No, it is not.

Mr. Spooner.—Then your two answers taken together mean that you had no committee in mind.

Mr. Klemer.—I cannot tell you at this time.

Mr. Spooner.—Why not?

Mr. Klemer.—May I ask the gentleman from Stevens a question? Did you ever hear of a court in the United States anywhere where a plaintiff is not given time to formulate a complaint?

Mr. Spooner.—That is another question. The gentleman made a charge——

Mr. Robinson.—I rise to a point of order.

Chair.—The point is well taken.

Mr. Spooner.—I would ask the gentleman permission for one more question and then quit. Did you have in mind the committee of which I am chairman?

Mr. Klemer.—May I look at my rules book? May I ask the gentleman of which committee he is chairman?

Spoooner.—Appropriations.

Chair.—The gentleman does not desire to answer the question.

Mr. Lennon.—I move that the gentleman be now excused and that hereafter he cannot reiterate or make any designation.

Chair.—Are you ready for the question?

Mr. Spooner.—I doubt the wisdom of that motion. I want an investigation. I want to find out whether the Appropriations Committee "is packed in the interest of special interests."

Chair.—Are you ready for the question?

Mr. Spooner.—The gentleman is looking in his manual. I understand he refuses to answer. I want these questions and answers made a matter of record.

Mr. Lennon.—Now then, the question comes up—the gentleman has nothing further to state—no charges to make. Now then, what are you going to do with him?

Mr. Dunn, H. H.—I move you as an amendment that the gentleman from Rice be excused from further attendance at the bar.

Which amendment prevailed.

The motion as amended then prevailed.

Mr. McKenzie.—I would like to move at this time that the gentleman's remarks be made a matter of record in the Journal of the House.

Which motion prevailed.

Dr. Stone.—I find myself in a very peculiar position. The spirit that is manifested by this House—I have practically nothing to say. I am here at your hands. This has been no one ring circus or boy play as far as I am concerned. I have felt that at no time has the time been spent so profitably as in the last few weeks. Before I spoke today I said if I said anything unparliamentary I was willing to apologize, and why I am drawn into this I am unable to see, other than my right to express my own opinions in a proper way.

We find in this House, as we do everywhere, two ideas as to the duties of a Representative. One is the autocratic idea that a Representative is elected to think for the people, or the democratic idea where you have people thinking for themselves, and to send a Representative here to act for them. The other idea of a good many is that they are elected to think for the people. They have a right to think for them, whether they think as the people think or as the people want them to think.

Now, I have attempted at all times to pay due respect to its orders, and as I said to day if I said anything out of the way in the way of unparliamentary language, I was ready to apologize. I also made

the remark that I thought after the log-chain had been thrown into this steam roller that it would require a little time to get it in proper shape.

If this House is earnestly desirous of knowing upon what I base my statement today, it certainly and in all justice should give a man a little time to formulate and put it in presentable shape. To call a man before a body of this character upon what has seemed to me such an extremely important matter, is greatly belittling it and putting one in an utterly unjust position.

If this House is desirous of any information on that line, I shall be glad to present it, and if it is not satisfactory to this House, I shall be glad to apologize, but I demand some time to formulate a statement. Further than that I have nothing further to state at the present time.

Mr. Dunn, H. H.—Will the gentleman yield to one question?

Chair.—Will the gentleman yield?

Mr. Stone, W. T.—No, not at this time.

Mr. Hopkins.—Mr. Speaker, I move that Mr. Stone, the gentleman from Hubbard, inasmuch as he made a statement before this House that he is willing and does hereby apologize for any unparliamentary statements he may have made, and admits that he has confidence in the organization of this House, that he therefore be excused.

Which motion prevailed.

Mr. McKenzie.—I move you that the statement of the gentleman from Hubbard, together with all the questions and answers, be made a part of the records of this House.

Which motion prevailed.

Mr. Mattson moved, at 5:50 P. M., that the House do adjourn, continuing the Special Order on H. F. No. 136 till tomorrow.

Which motion prevailed.

OSCAR ARNESON,  
Chief Clerk, House of Representatives.