

Mr. CHANDLER. Mr. President, it seems to me it is not worth while at this late hour, after a somewhat tedious day, to undertake to determine now what business the Senate will proceed to take up to-morrow.

Mr. CULLOM. There is a full Senate present.

The PRESIDENT pro tempore. The question is on the motion of the Senator from New Hampshire, that the Senate proceed to the consideration of executive business.

The motion was rejected.

Mr. CULLOM. I ask that the vote may now be taken on the question of proceeding to the consideration of the Hawaiian bill, the title of which has been read.

The PRESIDENT pro tempore. The question is on the motion of the Senator from Illinois, that the Senate proceed to the consideration of the bill named by him.

The motion was agreed to: and the Senate, as in Committee of the Whole, proceeded to the consideration of the bill (S. 222) to provide a government for the Territory of Hawaii.

#### TERRITORY OF HAWAII.

The PRESIDING OFFICER (Mr. BURROWS in the chair). The Calendar under Rule VIII is in order.

Mr. CULLOM. It is within a few minutes of 2 o'clock. As the preliminary work on the bill (S. 222) to provide a government for the Territory of Hawaii will be its reading, I ask unanimous consent to proceed to its consideration now.

The PRESIDING OFFICER. Is there objection to the request of the Senator from Illinois?

Mr. PETTUS. I should like to have it written down. I did not hear what it is.

Mr. CULLOM. Does the Senator from Alabama refer to the bill which I propose to call up? If he did not hear the announcement, I will make it again.

Mr. PETTUS. I did not hear a word you said.

Mr. CULLOM. I am very sorry; it was my fault, I presume. As it is within a few minutes of 2 o'clock, I ask that the Senate now, by unanimous consent, proceed to the consideration of the bill (S. 222) to provide a government for the Territory of Hawaii.

Mr. HALE. It will come up at 2 o'clock anyway.

Mr. CULLOM. It will come up at 2 o'clock as the regular order.

The PRESIDING OFFICER. Is there objection to the request of the Senator from Illinois?

Mr. PETTUS. I do not object, but I am a little afraid of general consents that I do not hear.

The PRESIDING OFFICER. The Chair hears no objection, and the bill will be proceeded with.

The Senate, as in Committee of the Whole, proceeded to consider the bill (S. 222) to provide a government for the Territory of Hawaii, which had been reported from the Committee on Foreign Relations with amendments.

Mr. CULLOM. In the reading of the bill by the clerks, I will ask that the few amendments which are reported by the committee may be considered and acted upon as they are reached, if that course is agreeable to the Senate.

The PRESIDING OFFICER. The Secretary will read the bill, and if there be no objection the amendments of the committee will be acted upon as they are reached.

The Secretary proceeded to read the bill. The first amendment reported by the Committee on Foreign Relations was, in section 1, page 1, line 9, after the word "force," to insert "on the 12th day of August, 1898;" so as to read:

That the phrase "the laws of Hawaii," as used in this act without qualifying words, shall mean the constitution and laws of the republic of Hawaii, including regulations having the effect of law and the decisions of the supreme court in force on the 12th day of August, 1898, immediately prior to the transfer of the sovereignty of the Hawaiian Islands to the United States of America.

The amendment was agreed to.

The next amendment was, in section 5, page 2, line 25, after the word "That," to insert "except as herein otherwise provided;" and on page 3, line 2, after the word "applicable," to strike out "except as herein otherwise provided;" so as to make the section read:

That, except as herein otherwise provided, the Constitution, and all the laws of the United States locally applicable, shall have the same force and effect within the said Territory as elsewhere in the United States: *Provided*, That sections 1850 and 1890 of the Revised Statutes of the United States shall not apply to the Territory of Hawaii.

Mr. CULLOM. There seems to have been a word left out. The word "applicable" ought to be "inapplicable." The word "not" should be inserted between the words "States," in the first line of page 3, and "locally," and then "inapplicable" instead of "applicable" in the second line; so as to read:

The Constitution and all the laws of the United States not locally applicable shall have the same force, etc.

The amendment to the amendment was agreed to.

The amendment as amended was agreed to.

The reading of the bill was continued to line 5 on page 8.

Mr. PLATT of Connecticut. I find myself compelled to be absent during the reading of the remainder of the bill and I wish to have some little understanding about it. I see that the amend-

February 16, 1900

Senate

v. 33 (2)

p. 1869-1872