

International Brotherhood of Electrical Workers

EIGHTH DAY, TUESDAY, SEPT. 26

MORNING SESSION.

Convention called to order by President McNulty at 9 o'clock.
Roll call.

President McNulty: Any communications?

The Secretary read a telegram from Wm. J. Spencer of the Building Trades Department from Washington, D. C., expressing greeting.

Received and filed.

Also a letter from Local No. 404 of San Francisco, Cal., inviting the Brotherhood to hold its 1915 convention in that city.

Received and action thereon deferred until time for electing convention city arrives.

Also, a letter from the Boston Chamber of Commerce inviting Brotherhood to hold next convention in that city.

Same disposition.

REPORT OF CONSTITUTIONAL COMMITTEE.

President McNulty: We will proceed with the reading of the Constitution from the point where we left off yesterday.

Thereupon Delegate Gordon again read Section 3, Article XIV.

President McNulty then put the motion on the amendment, to changing figure "(5)" in first line to (2).

Amendment lost. Ayes, 17; nays, 53.

Delegate Boland, Local No. 481, presented the following amendment to Section 3, Article 14.

"In no case shall a Journeyman who has been in continuous good standing for three years shall be required to take an examination, but must pay the difference in initiation fee if he has not been in good standing in the I. O."

Amendment regularly seconded.

Remarks: Delegates Grant, Local No. 27; Cullerton, Local No. 134; Hampton, Local No. 134; Yount, Local No. 9; Keith, Local No. 282; Fay, Local No. 381; O'Brien, Local No. 534; Oliver, Local No. 68.

President McNulty: The question is now on the amendment of Delegate Boland.

The amendment was lost. Ayes, 20; nays, 57.

The Section was then adopted as read.

Delegate Weeks, Local No. 61: I wish to be recorded as voting in the negative on the adoption of Section 3, Article 14.

President McNulty: Those who are from the State of New

York know the President of the State Federation of Labor and therefore he requires no introduction from me; but to you delegates from other states. I desire to say in President Harris our Brotherhood have one of the staunchest and most loyal supporters in the American Labor movement.

We have found it necessary during the past three years to call upon President Harris for his assistance, and, brothers, I assure you that in each and every case we found him ready and willing to render us all necessary assistance. It is my pleasure and honor at this time to have an opportunity of introducing him to this convention, and to say that during his administration as President of the State Federation of Labor it has progressed until to-day it is conceded to be the most progressive State Federation of Labor affiliated with the American Federation of Labor.

President Harris thereupon addressed the convention as follows:

"Mr. President and Gentlemen: I have been talking so much during the past week my voice is somewhat impaired, but I am going to talk to you notwithstanding that, for I believe it is absolutely necessary at this time.

"I assure you I am pleased to be with you, and I am very thankful to your President for the kind words he has expressed to me.

"Gentlemen, it is over fifty years ago since I took the first step in the fight against secession. Down South when they attempted to destroy the Union, I did my humble part in solidifying the country as it exists to-day.

"That feeling of loyalty was inculcated in me when I was a boy, and since that time, I have passed through various phases of secession in my own trade; and, having this experience in the past and profiting thereby, I deem it my duty to stand by the bona fide organization you represent in organized labor.

"Certainly, during the past few years we have heard many recriminations and epithets hurled against us for the stand we have taken; but, in taking that stand we believed we were in the right then and are still of the same belief.

"It is two years since we started the fight against the men who seceded from your organization. At that time we were in convention in the City of Troy. Thereafter some of the seceders obtained employment in the City of Albany on the "Capitol building." I was notified by your organization of this fact. We were informed those men went to Albany and offered to work for a lower rate than the members of your Brotherhood had been receiving in that city. Upon learning this, I immediately sent a telegram to the Governor to the effect that the McNulty faction was the only bona fide organization of Electrical Workers, and the only men entitled to work upon the Capitol; and I assure you gentlemen that they got the work. Then they went to Albany and forced the fight there, and the result was their charter was taken away; and

last week I received a telegram from Albany to the effect they were unseated in that city and your organization seated.

"And, gentlemen, so it will continue along these lines to the end.

"I am opposed to secession in any form. In the year 1882, we had a secession movement in our organization. For four and a half years we struggled in a bitter fight; and, at last, in the year 1886 they were compelled to return to the parent organization straddled with a debt of about \$25,000.00, which we paid.

"But we took them back and peace has reigned in our ranks ever since. We licked them, but as I said before, we have had peace in our organization since the termination of the fight.

"You are well aware of the fact two factions of Electrical Workers are in convention assembled in this city. I believe the rank and file of the seceding organization are anxious that both Brotherhoods come together on a common ground; but I have heard their officers upon various convention floors of the A. F. of L. make certain statements, and thereafter when confronted with same, they repudiated them; but I believe the rank and file of the Electrical Workers will recognize the necessity and bridging over the existing chasm which is so detrimental to organization.

"Gentlemen, you have fought a good fight, and in the end you must win, and there is absolutely nothing to deter you therefrom.

"I believe when that time comes the men who have been calumniating your officers so unjustly will see the falsity of their position, and come together, as one man, for the benefit of the Labor movement.

"Before closing, I wish to state, and emphasize the statement, that the Electrical Workers of your Brotherhood can call upon me for assistance, and I will willingly grant it. Our Executive Board is with you as one man.

"In our state convention which has just terminated its proceedings, we had 250 delegates. Next year, we will have 500 and they are with you solidly in this fight.

"We know you as right; we know your convention is right. We are well aware of the fact that your organization brought the Brotherhood of Electrical Workers to the state of perfection which it is in to-day.

"I was the first organizer of the American Federation of Labor in New York City; and I officiated in forming the Electrical Workers of that city into the A. F. of L. And your organization flourished since that time until you joined into an International body and have attained the success which is evident today.

"Twenty-five years ago your organization was in its infancy and the wages received could not be compared with what you earn to-day, but by force of organization you have raised the standard of wages until it reached the status that exists to-day. And having attained your organization to its present height, it

is an everlasting disgrace to men who claim to be friends of labor to attempt to destroy the trade.

"Stand by your President and Secretary who have fought so loyally in your behalf. Uphold them in their hour of need, and in so doing, I assure you that you will do no wrong. Remember that the darkest hour is just before dawn, and it will not be long before the Electrical Workers will be united under one banner—the old and original Brotherhood of Electrical Workers of America."

President McNulty: President Harris, on behalf of our delegates in this convention, I assure you I appreciate your kind words. The principle we are now fighting for will prevail to the end.

Our organization desires that peace shall reign, but in securing peace, we want it to be everlasting. We intend to follow our principles along that line, that when the time comes and peace is assured, the world of labor in general will look upon the organized Brotherhood of Electrical Works as a criterion to follow.

I thank you on behalf of our organization for the assistance you have given us in the past, and assure you we will call upon you in the future if necessary.

In your remarks you referred to affairs in the City of Albany pertaining to our trade. In submitting my report I referred to affairs in that city; and I am now confident they will appreciate the state of affairs that existed in that city, in as much as you have verified my statements in respect thereto, and they know I told them the truth in reference thereto.

President Harris: You certainly did, Mr. McNulty.

Delegate Raven: I move we now adjourn subject to the call of the chair.

Motion carried and the convention thereupon adjourned.

AFTERNOON SESSION.

Tuesday, September 25, 1911.

Convention called to order by Vice-President Noonan at 1:30 o'clock.

Roll call.

President McNulty: I will appoint Delegate Frank Butcher on the Committee on International Executive Boards report in place of Delegate Danielson who is absent.

President McNulty brought up the question of action on amendments to constitution in regard to promulgating rule for action thereon at future conventions.

The subject was discussed generally and no definite action taken thereon.

FURTHER REPORT OF COMMITTEE ON CONSTITUTION.

Delegate Gordon resumed reading of Report of Committee on Constitution, as follows:

Sec. 4. When receiving the card, the member must sign his name on the margin in the presence of the F. S., except where the member is out of town and with this card the member is entitled to membership into any L. U. as per Section 3 of this article.

Sec. 5. The L. U. issuing the card shall pay the I. S. the per capita tax for said member for the time the card holds good, and he shall until then, unless the card has been deposited, as per Section 4 of this article, be considered a member of said union, and entitled to all benefits, and subject to the local By-Laws.

Sec. 6. The traveling card shall be of good card-board, in triplicate, and marked Sections 1, 2 and 3, with full instructions from Sections 1, 2 and 3 of this article, and when issued by any F. S. he shall send to the I. S. Section 1 of this card. The F. S. receiving Sections 2 and 3 shall forward Section 3 to the I. S. The I. S., upon receipt of Section 3 of said card, shall notify the F. S. who has issued the card.

The I. S. shall also keep a record of all traveling cards for a period of one year from date of issue.

Sec. 7. No member shall be allowed to work in the jurisdiction of another Local Union until he deposits his traveling card in the L. U. and receives a working card or permit, unless in cases where L. U.'s of like conditions in close proximity may, by mutual agreement, have free exchange of cards.

Sec. 8. Any L. U. in recognized difficulty shall not be required to accept traveling cards during said difficulty, or for ninety days after such difficulty is settled. Notice of all L. U.'s in difficulty will be published in the Worker each month.

Sec. 9. A member admitted on a traveling card shall not vote on questions of agreements, trouble or wages until six months after his card has been deposited.

Sec. 10. Members who owe just debts, and have left the jurisdiction of the Local that furnishes the traveling card shall not be allowed another traveling card until the debt has been paid, and he must pay the debt or lose rights to membership in the Local after due notification, time limit to be six months after the debt is contracted, when notified by local to which money is due, and to be paid at the rate of one dollar per day.

Sec. 11. Any member who has been in continuous good standing for five years in I. B. E. W. desiring to transfer his membership from his Local to a Local of a different branch of the trade, shall not be required to pay the difference of the initiation fee, but shall take a practical examination.

Sections 4, 5, 6, 7, 8, 9, 10, and 11 adopted as read.

Member Executive Board Fisher in chair.

ARTICLE XV.
TRANSFER CARDS.

SECTION 1. Any member who retires from the electrical trade may apply to the F. S. for a transfer

card, same to be deposited in I. O., and pay per capita to said office, and is entitled to all benefits of the I. B. E. W. It shall require a majority vote to grant said card. Upon his return to the trade he must deposit his card in the L. U. issuing it, subject to the L. U. by-laws.

Sec. 2. Said transfer card shall be valid during the good conduct of the member receiving it, but may be annulled for gross violation of the interest of the I. B. E. W. Any member holding a transfer card shall not be entitled to any L. U. benefits nor admittance to any L. U., except International Officers or members working for the I. B. E. W.

Adopted as read.

ARTICLE XVI.

DIFFICULTY WITH EMPLOYERS.

SECTION 1. When any difficulty arises between the members of any L. U. and their employers, the members shall lay the matter before their L. U. and, if approved by the L. U., the R. S. shall immediately notify the I. P., by telegram or registered letter, of the exact nature of the difficulty. The I. P. must acknowledge the receipt of notice of trouble within twenty-four hours after receiving same. In the meantime the President of L. U. must appoint an arbitration committee to wait upon the employers and endeavor to settle the difficulty, said committee to report at the next stated meeting, and the L. U. shall then take such course as is prescribed in this Constitution.

Sec. 2. If the I. P., or his representative, after an investigation of the conditions at the scene of difficulty, deems it necessary, he shall notify the I. V. P. or his representatives, to proceed to the scene immediately.

Sec. 3. The I. V. P., or the duly authorized representative of the I. B. E. W., upon arrival at the scene of trouble, should use every endeavor to settle by honorable means, said difficulty, and if the same is impossible, he shall put the question to a secret vote of the L. U., said vote to be final.

Sec. 4. In no case shall a L. U. make a general demand upon their employers without duly notifying each member in good standing at least two weeks prior to said demands.

Sec. 5. Any member going to work for any companies or individuals declared in difficulty, in accordance with the laws of this I. B. E. W., shall be assessed such sum as his L. U. may decide.

Sec. 6. In no case shall there be more than two recognized difficulties of the I. B. E. W. at one time.

Delegate Lenihan, Local No. 534: There seems to be an omission in Section (6) as printed, and the following "this to apply to the financing of difficulties only and not to moral recognition of same."

Presiding Officer Fisher: There is evidently an omission in

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that respect, and if there is no objection the portion omitted will be inserted to make it read as brother Lenihan suggests.

Delegate Keith, Local No. 85: I would like to ask the members of the Constitution Committee if they received a proposed amendment from the Schenectady L. U. in reference to the subject of conferences between local representatives and employers in cases of disagreement or misunderstanding.

Delegate Gordon, Local No. 5: In answer to Brother Keith, I will say, as a member of the Constitution Committee, such a proposed amendment was received in due time, and the matter was considered by the Constitution Committee.

Delegate Manson, Local No. 1: I move that Section 16 be adopted as corrected.

Delegate Welch, Local No. 140: I move as an amendment that the amendment submitted by Local No. 85, (I haven't the amendment in writing, but it is to the effect when conferences are had with employers and Locals over difficulties that may exist, that at least three members of the I. B. E. W. be present).

Remarks: Delegate Merrill, Local No. 247: Vice-President Noonan; Delegate McElhany, Local No. 134; Chairman Constitution Committee DuBourg.

After conclusion of discussion the chair put the amendment and same was lost. Ayes, 16; nays, 35.

Delegate Bugnizet: I wish to call the attention of the convention to the fact that part of Section 6, of Article 16, has been omitted, as follows: "This to apply to the financing of difficulties only, and not to moral recognition of same."

Delegate DuBourg, Local No. 534: The printer evidently omitted that part of the section.

Chairman Fisher: If there are no objections that correction will be made in Section 6 of Article 16; hearing none, so ordered.

On motion of Delegate Manson, Local No. 1: Article 16 was adopted as corrected.

ARTICLE XVII.

INTERNATIONAL CONVENTION.

SECTION 1. The I. B. E. W. shall meet in Convention on the third Monday in September, every two years, at such place as shall be decided upon by referendum vote.

Sec. 2. Immediately after the opening of the I. C., the I. P. shall appoint a Committee on Rules and Credentials, and after report of Committee on Rules and Credentials, the I. P. shall appoint the following committees:

1. I. P.'s report.
2. I. S.'s report.
3. I. T.'s report.
4. I. E. B.'s report.
5. Ways and Means.
6. Finance.
7. Grievances and Appeals.

S. Resolutions.

These committees shall each consist of seven members.

Sec. 3. On motion of five Local Unions in good standing, no two L. U.'s to be in the same I. E. B. district, the place for holding the Convention can be changed by a two-thirds vote of the Locals voting, each L. U. having only one vote; the votes to be decided by a two-thirds vote of its members. A special I. C. can be called in the same manner. It shall be the duty of the I. P. to issue call as provided in this section and the I. S. is to follow his instructions and orders.

Sec. 4. No L. U. of the I. B. E. W. shall be entitled to representation at the I. C. unless said L. U. has been in the Brotherhood in continuous good standing six months prior to the convention.

Sec. 5. The I. P. and the I. S., prior to the Convention, shall deposit sufficient funds in such bank in the Convention city as they may select to be used to defray the expenses of said Convention.

Sec. 6. A quorum for the transaction of business shall consist of the majority of the delegates attending. The I. C. shall be governed by the following rules:

1. Call to Order.
2. Presenting Credentials.
3. Reports of Committee on Credentials.
4. Roll Call.
5. Reading of Minutes.
6. Appointing of Committees.
7. Communications and Bills.
8. Resolutions, etc.
9. Reports of Officers and I. E. B.
10. Reports of Committees.
11. Unfinished Business.
12. Nomination and Election of Officers.
13. Installation of Officers.
14. New Business.
15. Adjournment.

Articles 1, 2, 3, 4, 5 and 6 adopted as read.

Sec. 7. The basis of representation at the I. C. shall be as follows:

Each L. U. shall be entitled to one vote for every 50 members or less and one vote for each additional 50 members or majority fraction thereof, but each L. U. will only be entitled to one delegate for every 100 members or less, and one delegate for each additional 100 or majority fraction thereof.

Sec. A. For transportation, sleeper and living expenses en route to the Convention, the Finance Committee will, from the Convention Fund, pay each delegate a sum equal to six cents per mile, one way, by the shortest practicable route for said delegate.

The distribution of the above transportation allotments shall be made at earliest date consistent with the proper auditing of the individual statements.

Sec. B. After the payment of such other expenses against the Convention Fund as are specifically

named in the Constitution, and the setting aside of a reserve balance of not less than \$20000, the remainder of the said fund shall be distributed equally to all delegates who remain until the day of final adjournment, except that the amount so distributed shall not exceed \$40.00 per delegate. Balance to be placed in General Fund.

Sec. C. The I. S. shall have ready for the use of the Finance Committee a blank statement for distribution to each delegate, properly ruled for the following information: Name of delegate, number of Local and name of city, number of miles on each route traveled, total number of miles traveled, signature.

Sec. D. The Finance Committee shall be entitled to pay from the Convention Fund such bills for stationery, printing, etc., as are incidental to the distribution of the said fund, but no other expenses shall be paid from said fund except such as are specifically directed in this Constitution.

Sec. E. The I. S. shall set aside from the per capita five cents per month per member as a Convention Fund; said fund is specifically created for the purpose of meeting the expenses of delegates to the International Convention, and shall remain inviolate for the purpose for which set aside.

Delegate McElhany, Local No. 134: I move that action on section 7 be held over until report of Finance Committee is submitted.

Motion seconded by Delegate Bugulazet, Local No. 419.

Carried.

Sec. 8. The delegate or his L. U. shall advance funds to enable said delegate to attend I. C. The delegate shall present his expense account to the Finance Committee, and the I. C. shall determine the method of meeting all expense accounts. L. U.'s shall, at their option, pay their delegates a per diem, but a L. U. shall not be entitled to Convention expenses for its delegates unless said L. U. has been in the Brotherhood in continuous good standing at least six months prior to the convention.

Delegate McElhany, Local No. 134: I move that action on section 8 be deferred until report of Finance Committee is presented.

Motion duly seconded.

Carried.

Sec. 9. No member shall be elected as a delegate or alternate unless he shall have been a member in continuous good standing in his L. U. at least twenty-four months immediately previous to the Convention, provided his L. U. has been in existence that long.

Sec. 10. Each L. U. shall be entitled to its full vote in accordance with Section 6 of this article, and where but one delegate is sent, he shall cast the vote to which his L. U. is entitled under said section.

Sec. 11. The R. S. of each L. U. shall, immediately after the election of delegates, notify the I. S.

giving the name or names of delegates and alternates. Such notice must be in the I. O. thirty days prior to the I. C.

Sec. 12. Any L. U. shall be entitled to representation in the I. C. in accordance with its number of members in good standing on the first of the month in which the Convention is held, except as heretofore provided.

Sec. 13. Each delegate shall establish his claim to a seat by credentials duly sealed and signed by the President and R. S. of his L. U.

Sections 9, 10, 11, 12 and 13, adopted as read.

Sec. 14. Members whose cards show them to be members of the I. B. E. W. for one year, and who are in good standing, shall be admitted to the sessions of the I. B. E. W. but shall have no voice or vote, and shall be seated in a part of the hall reserved for them.

Vice-President Noonan: On fourth line where the letters "I. B. E. W." are the letters "I. C." (convention) should be inserted. It is evidently an error. I therefore move to amend section 14, by making that correction.

Motion duly seconded and carried.

Section as corrected, adopted.

Sec. 15. The I. C. shall elect the majority of delegates to Convention of the A. F. of L., and B. T. Department of A. F. of L. and Metal Trades Department of A. F. of L. and Railway Department, A. F. of L.

Sec. 16. Local Unions shall elect delegates to represent them at the I. C. at their last regular election or no later than the last meeting in July prior to said I. C.

Adopted as read.

Delegate Kelly, Local No. 103: Yesterday we laid over an action on Section 11, of Article 4, and Section 5, of Article 5, because one of the delegates interested therein was engaged in special committee work. I therefore move that action on Article 18 be deferred for same reason as the articles are closely connected.

Motion seconded by Delegate Birmingham, Local No. 104.

Remarks: Delegates Birmingham, Local No. 104; Grimblot, Local No. 134; Boyle, Local No. 376.

Motion put by chair and lost.

ARTICLE XVIII.

INTERNATIONAL OFFICERS.

SECTION 1. The officers of the I. B. E. W. shall consist of International President, International Secretary, International Treasurer, one International Vice-President, and seven members of International Executive Board. They shall hold office for two years or until their successors are elected and qualified.

Sec. 2. No member shall be eligible as an Inter-

national Officer unless he is a journeyman electrical worker, and a member of the I. B. E. W. in continuous good standing for twenty-four months prior to the Convention.

Sec. 3. When by death, disability or incompetency of the I. V. P. or the I. S., the I. P. shall have the power to remove said I. V. P. or I. S., or I. T. by consent of the I. E. B. and shall fill same when vacancy occurs, but said appointment must be approved by I. E. B.

Sec. 4. In case of a vacancy in the office of the I. P. the I. V. P. shall immediately become his successor and the chairman of the I. E. B. shall become the I. V. P., he shall still remain a member of the I. E. B.

Sec. 5. Each member of the I. E. B. shall be elected by the delegates from his respective district, the election to be ratified by the International Convention.

Sec. 6. The election of all International Officers, also delegates (as per Art. 17, Sec. 15) shall be by ballot and shall require a majority of all votes cast to constitute an election. When there are more than two candidates for the same office, at every unsuccessful balloting, the one receiving the lowest number of votes shall be dropped, the voting then to continue until one has received an absolute majority over all.

Sec. 7. At all elections of International Officers the presiding officer shall appoint two tellers and a judge. He shall then announce the names of the candidates in rotation, and the votes shall be taken. The tellers shall then collect and count the ballots cast, and the presiding officer shall declare the result. Each candidate may be present, or be represented at said count.

Sec. 8. The compensation of the International Officers shall be as follows:

- I. P., \$2,500.00 annually.
- I. S., \$2,000.00 annually.
- I. T., \$200.00 annually.
- I. V. P., \$133.33 monthly.

Each and all shall receive traveling and hotel expenses when away from their respective homes or headquarters, but in no case shall an International Officer be allowed to draw more than \$4.00 per day for said hotel expenses in addition to railroad fare.

Sec. 9. No International Officer shall be allowed in any case to make contracts for supplies or employment of any labor or material where such contracts hold longer than the term of office for which International Officer is elected. All such contracts must expire on or before thirty days after new International Officers are elected and qualified. Such contracts are null and void unless made according to this section.

Sec. 10. International Officers shall be required to attend the I. C. and their expenses shall be paid out of the General Fund. They shall have voice, but no vote

Delegate Pauleson, Local No. 134: I move that this section be amended by inserting the words "Three International Vice-Presidents," after the words "International Treasurer," and that words

Remarks: Delegates Sweek, Local No. 677; Roberts, Member of Committee on Constitution; DuBourg, Member of Committee on Constitution.

Delegate Brennan, Local No. 73: I would suggest this section be referred to Committee on Constitution, with instructions to said Committee to define the duties of the three proposed International Vice-Presidents.

Chairman Fisher: You may refer the Section to the Committee, but it would not be proper to instruct them as to their action thereon.

Delegate Bugnaizet, Local No. 419: The duties of officers are defined in the Constitution.

Further remarks: Delegates McElhany, Local No. 134; Grasser, Local No. 404; Boyle, Local No. 376; Dickenson, Member Executive Board.

Delegate McElhany, Local No. 134: I move as an amendment to the amendment that action on Article 18 be deferred until tomorrow morning.

Amendment seconded by Delegate Kloter, Local No. 534.

Carried.

ARTICLE XIX.

INTERNATIONAL PRESIDENT.

SECTION 1. The International President shall give a bond in the sum of five thousand dollars (\$5,000.00) to the I. E. B. for the faithful performance of his duties. He shall have the power to call a meeting of the I. E. B. whenever, in his judgment, he deems it necessary. He shall have power to decide all questions of law, or regulate any controversy or difficulty that may arise between the L. U. and members of the L. U. and the I. B. E. W., subject to an appeal to the I. E. B., whose decision shall be final. The I. P., after qualifying in office, shall draft a universal agreement, to be signed between the I. B. E. W. and the employers. It shall be the duty of the I. P. to see that all L. U.'s obey in letter and spirit the obligation of said agreement.

Sec. 2. The I. P. shall preside at all meetings of the I. C. and conduct the same according to parliamentary rules, and in conformity with this Constitution. He shall examine all documents and bills and sign the same, and see that all officers perform their duties. He shall, at the opening of the I. C. appoint a clerk for the session, whose duty it shall be to assist the I. S. He shall also perform all other duties prescribed by this Constitution.

Sec. 3. The I. P. shall have power to appoint District Organizers when he deems it necessary, but said D. O.'s must be members of the I. B. E. W., and the I. P. shall have power to discharge said D. O.'s if, in his opinion, they are not performing the duties to the best interest of the I. B. E. W.

Sec. 4. The I. P. shall have power to appoint any delegate or delegates who by reason of death or inability to attend Convention or Conventions to which

said delegate was elected at I. C. Their salary shall be as provided in Sec. 2 of Art. XXIV. of this Constitution. They shall also be allowed necessary incidental expenses.

Sec. 5. The I. P. shall appoint the minority of the delegates to the conventions of the A. F. of L. and the B. T. Department of A. F. of L. and Metal Trades Department of A. F. of L. and railway department, A. F. of L.

Sec. 6. The I. P. shall have full supervision over the policy of the official Journal.

Delegate Yount, Local No. 9: I move that action on Article 19 be laid over until tomorrow.

Motion duly seconded.

Carried.

ARTICLE XX.

THE IMPERATIVE MANDATE.

SECTION 1. If, at any time, charges are preferred against the I. P. and such charges are forwarded to the I. S., with the signature of President, Secretary, and seal of five per cent (5%) of the L. U.'s comprising the I. B. E. W., the I. S. shall immediately mail a copy of the charges, together with the answer of the I. P. to each and every L. U. and shall include a blank ballot calling for a referendum vote on the question, Shall the I. P. be sustained? The R. S. shall forward the result of the ballot to the I. S. immediately following a regular meeting of his L. U. Sixty days from the filing of any appeal, the I. E. B.

shall meet at the International Office and canvass the vote, and shall publish the result in full in the next issue of the Worker. The ballots shall be enclosed in a sealed package, and entrusted to the I. S. to deliver to the next I. C. If the I. P. by a majority be not sustained, the charges are thereby concurred in by the I. B. E. W., and the appeal, if any, granted. It shall then be the duty of the I. E. B. to remove the I. P. and the I. V. P. shall then become the I. P. as per (Art. 18, Sec. 4).

Sec. 2. The I. V. P., the I. S. and I. T., or any member of the I. E. B. shall also be subject to the provision of Section 1 of this article.

Delegate Oliver, Local No. 68: I move that action on Article 20 be deferred until put in order of business tomorrow morning's session.

Carried.

ARTICLE XXI.

INTERNATIONAL SECRETARY.

SECTION 1. It shall be the duty of the I. S. to keep correct records of the proceedings of the I. C., preserve all important documents, papers, accounts, letters received and copies of all letters sent by him on business of the I. B. E. W. He shall receive all

money from the L. U.'s, giving his receipt for the same, and all funds must be deposited in bank or banks in the name of the I. B. E. W. selected by the I. P. and approved by the I. E. B. subject to the joint signature of the I. P. and I. S. He shall print and mail quarterly to all L. U.'s the financial statement of the receipts and expenses of his office. He shall publish in The Electrical Worker the vote on all questions submitted to the I. E. B. He shall keep a general roll of all members of the I. B. E. W., with the name, age, number of card and date of admission, together with the roll of all members suspended, transferred, etc. He shall keep a correct financial account between each L. U. and the I. B. E. W. He shall also pay all bills and claims legally due on approval of the I. P. on adopted form of warrant.

Sec. 2. The I. S. shall receive all applications for charters and shall sign and grant same when authorized by the I. P. in accordance with Section 1, Article III. He shall have charge of the seal of the I. B. E. W., and affix same to all official documents.

Sec. 3. The I. S. shall publish the official journal under the supervision of the I. P. It shall be conducted as a technical, economical and trades union publication. Communications shall be published at the direction of the I. S. in accordance with policy as defined.

Sec. 4. The I. S. shall act as editor of the official Journal under the supervision of the I. P. All members of the I. B. E. W. shall subscribe for same. Annual subscription, twenty-five cents.

Sec. 5. The I. S. shall publish an annual report of his work and the standing of the I. B. E. W. He shall perform such other duties as are required of him by this Constitution.

Sec. 6. It shall be the duty of the I. S. to see that all L. U.'s send in their per capita tax monthly or quarterly, failing to do so he shall at once notify the L. U. as per (Art. 5, Sec. 11) and the L. U. shall be assessed the sum of \$10.00 for failing to comply with this section.

Sec. 7. The I. S. must publish in the Worker a list of all local unions official receipt serial numbers also stating if any are void and state their number, he shall also publish a correct directory of all L. U.'s with names and addresses of the following officers: P., V. P., R. S. and F. S. Same to be up to date.

Sec. 8. A contingent fund of \$1,000.00 shall be kept at the I. O. to meet the current expenses of the Brotherhood. Payments to be drawn by warrant subject to the approval of the I. P.

Sec. 9. The I. S. shall give bond in the amount of ten thousand dollars (\$10,000.00) to the E. B., for the faithful performance of his duties.

Sec. 10. Should the amount in the hands of the I. S. at any time exceed the amount for which he is bonded, the I. E. B. shall proceed to have the bond raised to meet the requirements of the case.

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Article XXI adopted as read.

Delegate McNally, Local No. 534: I ask unanimous consent to present a resolution.

Consent being given as requested, Delegate McNally presented a resolution with reference to the displacement of electrical workers by enlisted men by order of the Secretary of the Navy.

Chairman Fisher: The resolution will be referred to the Resolution Committee.

ACTION ON CONSTITUTION—CONTINUED.

ARTICLE XXII.

INTERNATIONAL TREASURER.

SECTION 1. The I. T. shall receive from the I. S. all moneys received for the International Office, and give his receipt for the same. He shall pay all legal bills due by the I. B. E. W. on recommendation of the I. P. and I. S., on the adopted form of warrant, signed by the I. S.

The I. T. shall deposit all moneys received by him in the bank, subject to the joint signatures of the I. P., I. S. and I. T.

Sec. 2. The I. T. shall give a bond to the I. E. B. to the amount of twenty-five thousand dollars (\$25,000) for the faithful performance of his duties.

Sec. 3. Should the amount in the hands of the I. T. at any time exceed the amount for which he is bonded, the I. E. B. shall proceed to have the bond raised to meet the requirements of the case.

Sections 1, 2 and 3 adopted as read.

ARTICLE XXIII.

DUTIES OF INTERNATIONAL VICE-PRESIDENT.

SECTION 1. The I. V. P. shall work under instructions of the I. P.

Sec. 2. He shall give bond in the sum of one thousand dollars (\$1,000.00) to the I. E. B.

Sec. 3. In the event of the I. V. P. believing he has been unjustly dealt with by the I. P., he may seek redress as defined in Article XX, Section 2.

Sec. 4. The I. P. and I. V. P., on behalf of the I. B. E. W. should sign all agreements between the L. U.'s and employers.

Sec. 5. Whenever the I. V. P. deems it essential to the settlement of trouble, he shall call the I. P. upon the scene.

Action laid over until tomorrow morning session, September 27th.

ARTICLE XXIV.

DUTIES OF THE INTERNATIONAL EXECUTIVE BOARD.

SECTION 1. It shall be the duty of the I. E. B. to meet at the I. O. on the first day of March and September of each year. At these meetings they shall employ an expert accountant to audit all the books and accounts of the I. S. They shall attend to all

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business properly brought before the Board. They shall receive and determine all proposed amendments proposed by the L. U.'s, and may, if they deem it necessary, submit same for referendum vote.

Delegate Oliver, Local No. 68: I move as an amendment to this section that the words, "March and," in the second line be stricken out.

Motion duly seconded, put and lost.

The section was then adopted as read.

Sec. 2. Each member of the I. E. B. when called to and attending meetings of the I. E. B., shall be entitled to compensation at the rate of six dollars (\$6.00) per day, also four dollars (\$4.00) per day for expenses, and the payment of all railroad fares.

Adopted as read.

Sec. 3. If at any time the I. E. B. deems a new law necessary to govern the Brotherhood, in a manner not provided for in this Constitution, they shall recommend the same for the L. U.'s to vote upon, and should the majority of votes support the recommendation, it shall become a law.

Sec. 4. All stationery used by members of the I. E. B. shall be supplied from the International Office.

Sections 3 and 4 adopted as read.

President McNulty: It is nearly five o'clock, the hour of adjournment under the rules, I therefore move that rules be suspended and convention remain in session until the report of a special committee is presented.

Motion duly seconded.

Carried.

CONTINUATION OF REPORT OF CONSTITUTION COMMITTEE.

Sec. 5. Each member of the I. E. B. shall select one from among the delegates-elect from their respective districts to form a Committee on Constitution, and said committee shall assemble in the Convention city fifteen days before the I. C. to draft amendments and alterations to this Constitution.

Delegate Boyle, Local No. 376: I move that action on Section 5 of this Article be deferred until tomorrow morning, September 27th.

Motion duly seconded.

Carried.

Sec. 6. When a vacancy occurs in the I. E. B., the I. P. shall select a member of the district where the vacancy occurs to fill the unexpired term.

Adopted as read.

Sec. 7. All proposed alterations and amendments must be addressed to the committee, and mailed to the I. S. thirty days prior to the Convention.

Delegate Kelly, Local No. 103: I move action on Section 7 be deferred until tomorrow morning's session, September 27, 1911.

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Motion duly received.

Motion lost.

Section adopted as read.

Sec. 8. Compensation and expenses of said Constitution Committee shall be as specified in Section 2 of this article.

Sec. 9. The I. E. B. shall place its officers' bonds in a safe deposit vault in the city where the International Office is located.

Section 8 and 9 adopted as read.

Sec. 10. The I. E. B. districts are divided as follows:

First District—Canada, east of Rocky Mountains, and New York.

Second District—New England States.

Third District—Pennsylvania, New Jersey, Ohio, Indiana, Michigan and Delaware.

Fourth District—Maryland, District of Columbia, West Virginia, Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Florida, Georgia, Alabama, and Mississippi.

Fifth District—Illinois, Wisconsin, Minnesota, Iowa, Missouri, Kansas, Nebraska, North Dakota and South Dakota.

Sixth District—Texas, Louisiana, Oklahoma, Arkansas, Indian Territory, Mexico, and Panama.

Seventh District—California, British Columbia, Washington, Oregon, Montana, Idaho, Wyoming, Utah, Colorado, Nevada, Arizona, New Mexico, Philippine and Hawaiian Islands.

Words, "Indian Territory," stricken out of sixth district.

Delegate Kelly, Local No. 103: I move that the words "and Maritime Provinces," be added to the second district.

Motion duly seconded.

Carried. Ayes, 25; nays, 16.

ARTICLE XXV.

PROPERTY OF THE I. B. E. W.

SECTION 1. All Local and International Officers, at the expiration of their terms of office, shall deliver to their successors all books, papers, money and other property in their possession belonging to the I. B. E. W. or L. U.'s and shall not be relieved from their bond or obligation until this law is complied with.

Adopted as read.

ARTICLE XXVI.

RULES FOR LOCAL UNIONS.

LOCAL OFFICERS.

SECTION 1. The officers of the L. U. shall be: President, Vice-President, Recording Secretary, Financial Secretary, Press Secretary, Treasurer, two Inspectors, a Foreman, and three Trustees. Unions so desiring may appoint a Sentinel for outer door.

Sec. 2. Said officers shall serve one year or until

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their successors are qualified, except Trustees who shall be elected in such manner that the term of one shall expire at the end of each year, their term of office being three years except at the first election held by a L. U. when three shall be elected for the respective terms of one, two and three years. It shall be within the power of each L. U. to fix salaries for such officers as they may decide.

Articles 1 and 2 adopted as read.

Sec. 2. The nominations for Local Officers shall be opened on the first meeting night in June or December, and shall remain open every subsequent meeting night, except the last meeting in the month, when no nominations can be made, and the election of officers shall be held on the last meeting night of the month. No member shall be nominated unless he is present, unless he signifies his willingness in writing, nor shall he be eligible for any office unless he has been a member in continuous good standing at least one (1) year in the L. U. prior to nomination, except where a L. U. has not been in existence the time herein required. No member shall be eligible to office of President, Financial Secretary or Treasurer unless he has been a member of his L. U. in constant good financial standing at least eighteen months (18) immediately preceding his nomination, provided his L. U. has been in existence the time herein required. Offices created by L. U.'s shall be governed by their respective By-Laws.

Delegate Atherton: I move as an amendment to the report that in the tenth line the figure (1) be stricken out, and the figure (2) inserted in place thereof.

Motion duly seconded.

Remarks: Delegates Miller, Local No. 666; Munson, Local No. 1; Boland, Local No. 481; DuBourg, Local No. 534; Lenihan, Local No. 534; Oliver, Local No. 68; Signier, Local No. 369; Collins, Local No. 9; Bugnizet, Local No. 419; Weeks, Local No. 6; Grant, Local No. 270; Fay, Local No. 381; Shepard, Local No. 20; Drummond, Local No. 306; Cleary, Local No. 134; Ryan, Local No. 134; Muse, Local No. 102.

The amendment was put and lost.

On motion of Delegate Bugnizet section adopted as read.

Sec. 4. All elections in Local Unions shall be decided by plurality vote.

Section 4 adopted as read.

Sec. 5. The installation of officers shall occur on the first meeting night of July or January.

The R. S. must send a list of all new officers to the I. S. and also all changes.

Vice-President Noonan: I move as an amendment to the report that the word "immediately" be inserted after word "must" in the third line.

Sec. 6. If any officer shall fail to discharge the duties of his office for two successive meetings, unless satisfactory excuse be given in writing, the office shall be declared vacant, and an election to fill the same shall take place at the next stated meeting.

Sec. 7. Any officer of the L. U., after due trial and found guilty, shall at once be removed from his office by the President of his L. U.

VACANCIES IN LOCAL OFFICES.

Sec. 8. Vacancies occurring in any local office shall be filled at the next regular meeting in the same manner as provided for in Sec. 4 of this article. During the temporary absence of any officer, the President shall appoint a member to fill the vacancy pro tem.

Sec. 9. A President pro tem. shall be elected by the L. U. in the absence of both the President and Vice-President, and the R. S. shall call the meeting to order.

Sections 6, 7, 8 and 9 adopted as read.

Article XXVI: Section 1. Adopted as reported. Section 2. Adopted as reported.

ARTICLE XXVII.

DUTIES OF OFFICERS OF LOCAL UNIONS.

SECTION 1. The President shall preside at all meetings, preserve order, and enforce the Constitution and By-Laws; he shall decide all questions of order, subject to appeal to the union. He shall have the casting vote in case of a tie, and shall sign all orders on the Treasurer, authorized by the L. U. and in case of the Trustees not submitting a proper financial report inside of two regular meetings he shall have the power to hire a public bonded accountant to audit said books. The ex-President shall act as Preceptor in the installation ceremonies.

Sec. 2. The President shall appoint the majority of all committees unless otherwise ordered, and shall have power to call special meetings as may be specified in the By-Laws of the L. U.

Sections 1 and 2 adopted as read.

Delegate McNally, Local No. 534: I move this convention now adjourn subject to call of chair.

Carried.

Duly seconded and carried.

At 5.30 the convention reconvened.

Chairman McElhaney of Committee of the Whole: I have a report which I wish to submit to the convention.

Delegate Bugnizet, Local No. 419: As I understand, the report is in the shape of a resolution, unanimous consent should be given for its consideration at this time.

Thereupon the President asked if there were any objections to the presentation of the report. There being no objection the chair ruled that presentation of the report was in order.

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Thereupon Chairman McElhany of the Committee of the Whole of this convention presented the following:

Rochester, N. Y., Sept. 26th, 1911.

We, a Joint Committee, recommend for adoption, by each convention lawfully under constitution assembled, the following recommendations as a result of our deliberations:

First: That each Convention lawfully assembled, does immediately place their attorneys representing them in the Geib suit directly under control, and direction of their respective Committees, whose signatures are attached hereto.

Second: That each Committee be empowered to proceed at once to Cleveland, Ohio, with credentials signed by the general officers of each organization and under seal, for the purpose of taking up the matter of the Geib suit with Court in charge, and from Court each side shall ascertain the standing and record of the case, and further shall learn why, from said Court, the Geib suit cannot be tried immediately. After ascertaining what these obstacles are, these representatives shall remove same through attorneys, and inform the Court that it is the wish and earnest desire of each convention, that suit be decided at once upon its merits.

Third: That it be the sense of each convention, lawfully assembled, that absolutely no obstacles nor interference shall be tolerated from any officer or member of either organization, but that all officers and members of each organization shall upon demand, co-operate with their respective committees, that their instructions may be carried out to the letter.

Fourth: Upon a decision being rendered by the Court, that organization being ruled against shall immediately upon such decision being rendered, adjourn and affiliate, with successful litigant, under such provisions as shall be recommended by the respective committees.

Fifth. In event each or either, organization is adjourned at time Court decision is rendered, that respective committees are and will be retained, and empowered to use any and all means necessary, to bring about unity among all the electrical workers affected, and shall continue so until same is accomplished.

Respectfully submitted,
EUGENE E. SMITH,
W. J. DYSON,
HARRY H. FREED,
WM. F. KELLY,
GUY T. WHITE,
H. W. RAVEN,
L. C. GRASSER,
M. BIRMINGHAM,
M. P. GORDAN,
CHAS. P. FORD.

RESOLVED, That this convention adopt the recommendations of the Committee of the Whole as submitted and signed by the sub-committee of five elected from this body and which is hereto attached, with the positive understanding that we waive no legal rights in the premises; and that we agree to this only for the purpose of having the Geib suit now pending in the Court in Cleveland, Ohio, tried absolutely on its merits.

Signed,

R. McELHANY, Chairman.
P. F. SULLIVAN, Secretary.

Delegate McElhany: As Chairman of the Committee of the Whole, I hereby present the report of the committee for the adoption thereof.

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Thereupon Assistant Secretary Nichols read the recommendation of the Joint-Committee and the resolution thereto attached.

President McNulty: I ask the Chairman of the Committee of the Whole if these are the documents you were instructed by that committee to present to this convention?

Chairman McElhany: They are.

Chairman McNulty: I will ask Secretary Sullivan of the Committee of the Whole the same question?

Secretary Sullivan: They are.

President McNulty: You have heard the recommendation and the resolution attached thereto which have been presented to this convention for adoption. What is the pleasure of the convention in respect thereto?

Delegate Manson, Local No. 1: I move that the report be received and the contents thereof be concurred in by this convention.

Motion duly seconded.

Delegate Kloster, Local No. 534: I do not want to unnecessarily delay the proceedings at this time. There is a question in my mind at this time if two of the sections do not conflict.

In your recommendation there is a clause that states we waive no legal rights in the premises; in section four of the other article it goes on to state that when the suit is tried on its merits, there can be no appeal taken by one side or the other.

President McNulty: After hearing the explanation of the Chairman and the Secretary of the Committee of the Whole and the discussion had thereon previous to this Convention considering the question, I believe the words in that paper with reference to our legal rights were simply put in there to avoid advantage being taken of any phrase that might be in there that would tend to make the Judge before whom the case was argued believe that we had recognized them as an integral part of our organization, the International Brotherhood of Electrical Workers.

The Chair then put the motion and it was adopted by a rising vote.

Delegate Raven: I move that vote on the motion be made unanimous.

President McNulty: Is there any delegate here wishes to be recorded in the negative. Hearing none, I hereby declare the motion carried by a unanimous vote.

The convention thereupon adjourned to Wednesday September 27, 1911, at 9 A.M.

Ninth day, Wednesday, September 27, 1911.