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OF

THE HOUSE OF REPRESENTATIVES

OF THE

STATE OF MICHIGAN:

1889.

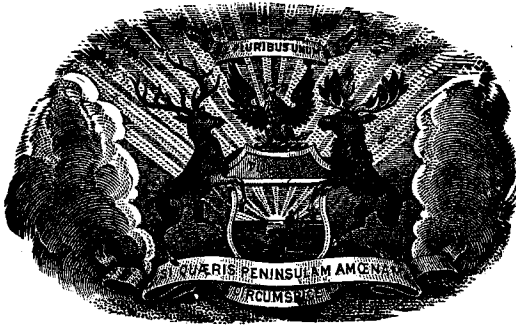
Michigan. Legislature. House

Printed by virtue of an Act of the Legislature, under the direction
and supervision of

DANIEL L. CROSSMAN,

CLERK OF THE HOUSE OF REPRESENTATIVES.

IN THREE VOLUMES.—VOL. I.



BY AUTHORITY.

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LANSING, MICH.

LANSING:

DARIUS D. THORP, STATE PRINTER AND BINDER.
1889.

The several bills were referred as follows:

The first named bill was referred to the committee on towns and counties.

The second named bill was referred to the committee on municipal corporations.

The third named bill was referred to the committee on towns and counties.

The fourth named bill was referred to the committee on judiciary.

The fifth named bill was referred to the committee on public lands.

Mr. Jackson offered the following:

Resolved, That a committee of three be appointed by the Speaker of the House, whose duty it shall be to correspond with leading members of the medical profession and superintendents of the public schools in this State, with a view to obtaining knowledge of the mental and physical effects caused by the habitual practice of smoking cigarettes.

Which was adopted.

Mr. Dewey moved to take from the table

House bill No. 605, entitled

A bill providing for two voting precincts for the township of Fenton in the county of Genesee,

Which motion prevailed.

On motion of Mr. Dewey,

The bill was referred to the committee on towns and counties.

GENERAL ORDER.

On motion of Mr. Damon,

The House went into committee of the whole, on the general order,

Whereupon the Speaker called Mr. Eaton to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 113 (file No. 52), entitled

A bill to amend sections 5, 6 and 7 of chapter 86 of the revised statutes of 1846, relative to the appointment of guardians for minors by judges of probate, as amended by act No. 165 of the session laws of 1869, being compiler's sections 6306, 6307 and 6308 of Howell's annotated statutes.

2. Senate bill No. 4 (file No. 9), entitled

A bill to change the name of Edward Thomas Clutterbuck of the township of Sanborn, county of Alpena, State of Michigan, to Edward Thomas Sanborn.

3. House bill No. 31 (file No. 50), entitled

A bill to amend section 4420 of the compiled laws of 1871, being section 5888 of Howell's annotated statutes, relative to the appointment of commissioners on claims against estates of deceased persons.

4. House bill No. 1 (file No. 81), entitled

A bill to amend section five of Act No. 192, public acts of 1885, entitled "An act providing for the employment, defining the duties and fixing the compensation of a stenographer for the ninth judicial circuit, State of Michigan," approved June 16, 1885.

5. House bill No. 162 (file No. 67), entitled

A bill to amend section 4686 of compiled laws of 1871, as amended by act 5 of public acts of 1875, relative to filing and recording notice of levy on execution, being section 6173 Howell's annotated statutes,

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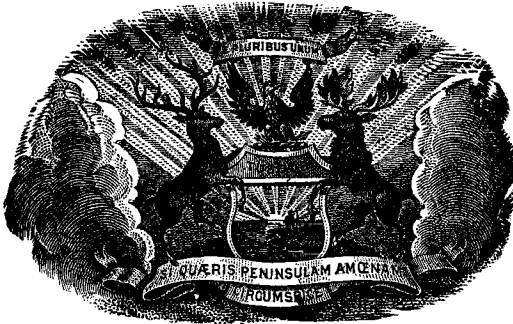
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1889,

On motion of Mr. Collins,
 Leave of absence was granted to himself until Monday noon next.
 On motion of Mr. Austin,
 The House adjourned.

—◆—

Lansing, Friday, March 22, 1889.

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. McSmith.

Roll called: quorum present.

Absent without leave: Mr. Gregory.

On motion of Mr. Lowden,

Leave of absence was granted to Mr. Gregory until Monday noon.

By unanimous consent:

Mr. Hoaglin offered the following:

Resolved, That the resolution authorizing the committee on municipal corporations to visit Battle Creek to investigate the propriety of extending the corporate limits of said city is hereby recinded, and that the committee is hereby instructed to refrain from such investigation.

Which was not adopted.

PRESENTATION OF PETITIONS.

No. 802. By Mr. Salisbury: Petition of J. N. Mead, Flora Oakley and numerous others of Midland City, relative to the sale or gift of tobacco to minors.

On demand of Mr. Salisbury,

The petition was read at length and spread at large on the Journal, as follows:

To the Senate and House of Representatives of the State of Michigan:

We the undersigned, teachers and pupils in the Midland city schools, watching with deep interest the fate of the bill now before you relative to the sale of cigarettes to minors, do most respectfully petition your honorable bodies to enact such laws as shall tend to check the increasing use of tobacco.

We realize, as perhaps none outside the school-room can, the debilitating and demoralizing effect of tobacco on the minds of children. The victims of the habit are quite likely to fall behind their classes, lose interest in their studies, leave the school and join the army of street loafers.

The effect of our instruction in this matter is often counteracted by those who are allowed to put the tobacco in their hands.

We, therefore, respectfully petition you to enact a law which shall make it unlawful for any person to sell or give tobacco in any form to minors.

Referred to the committee on State affairs.

No. 803. By Mr. McMillan: Petition of Talmadge Grange, No. 639, relative to the unit school system.

On demand of Mr. McMillan,

The petition was read at length and spread at large on the Journal, as follows:

Also:

House bill No. 193 (file No. 94), entitled

An act to authorize the township of Oronoko, in Berrien county, Michigan, to borrow money to be used in public improvements in and for the benefit of said township, and to issue bonds therefor.

A. A. SMITH *Acting Chairman.*

Report accepted.

REPORTS OF SPECIAL COMMITTEES.

By the special committee on the cigarette bill:

The special committee appointed by the Speaker, and instructed by a resolution, to enter into correspondence with leading members of the medical profession and superintendents of schools with a view of obtaining information as to the effects of the cigarette habit on those who indulge in its use, would most respectfully report that in accordance with such instruction your committee sent out to several hundred superintendents of schools and medical men in this State a circular citing the resolution in full, and asking replies to the following questions:

1. Have any facts come to your notice which would lead you to form an opinion relative to the subject of the above resolution?

2. Have you reason to believe that the practice is common among the pupils of your schools, or is it confined to a small number?

3. If any are in the habit of smoking the cigarette, do you notice any signs of impaired mental ability to do school work?

4. What effects, if any, have you observed in regard to the health of those who indulge in this habit?

5. If a physician, would you please give your experience and observations and opinion as to the evil effects of cigarette smoking.

6. Any person receiving this circular having opinions founded on observation or experience are invited to freely express the same.

In response we have received replies from more than one hundred superintendents of schools and a large number of eminent medical men. Their uniform testimony is to the end that the effect of the cigarette habit on the young is one that stunts the growth, benumbs the mental faculties, causes nervousness, weakens the action of the heart, etc.

We herein quote passages from some of the letters received which characterize the answers of all in regard to the effects of the cigarette habit. We have been referred to Dr. Hammond, of New York, than whom there is no higher authority. He says: "That no speedier method for rendering existence painful is more efficacious than to smoke cigarettes and inhale the fumes into the lungs. The action of the brain is impaired thereby, the ability to think, and in fact all mental concentration is weakened. Neuralgia, especially about the face, throat diseases, nasal catarrh, serious affections of the eyes, dyspepsia and above all, interruption in the normal action of the heart are among the consequences resulting from cigarette smoking. Investigation shows that the cigarettes sold in this country are, as a rule, vilely adulterated and with substances even more injurious than tobacco. In the city of Washington I saw a few days ago, a wretched looking child scarcely five years old smoking a cigarette and blowing the smoke through his nostrils. His pale, pinched face was twitching convulsively, his little shoulders were bent, and his whole appearance was that of an old man."

Dr. J. H. Kellogg, of Battle Creek, says: "The use of cigarettes is, according to my observation, a growing evil among school boys. I have observed numerous cases of weak heart, nervous exhaustion and general debility in boys and young men due to the use of cigarettes. I am sure that all intelligent parents and teachers will thank you for introducing this bill, and I sincerely hope it will become a law through the action of the Legislature."

Prof. G. W. Walker of Adrian, says: "I can cite numerous cases of serious disease and failure in school work caused by use of cigarettes."

Prof. W. S. Perry of Ann Arbor, says: "Can cite numerous cases of the evil effects of cigarette smoking. Have noticed that it lowers vitality, and lessens bodily vigor. It unfits the victim for concentrated effort. It is always associated with a low degree of morals and generally with the practice of other vices."

Prof. Howell of Lansing, says: "Yes, it lowers vitality and lessens bodily vigor. It unfits pupils for concentrated effort. They lose power of application, and become stupified. It destroys moral sensibility and leads to other vices. General debility is very apparent. This is the most destructive vice I have ever had to contend with in all my experience." The following items from the press are also furnished by Prof. Howell:

"Edmore, Feb. 12.—Earl Cummings, a bright young man of this city, who has for years been an incessant smoker of cigarettes, died this morning from blood poisoning. His smoking habit was the only known cause of his death.

Middleton, N. Y., Feb. 12.—John Powers, 11 years of age, was taken to the insane asylum at Orange Farm today a raving manic, caused by excessive cigarette smoking.

Harrisburg, Pa.—Edward Crall, business manager of the Call, died from blood poisoning caused by excessive cigarette smoking.

Prof. O. L. Wallace, of Dexter, Mich., says: "The use of cigarettes has increased five-fold in three years. Several pairs of eyes have gone down under the cigarette habit. The dissipation is deplorable."

Supt. L. H. Darling, of Eagle River, says: "Have noted paleness, nervousness and weakening of the brain."

Prof. George A. Parker, of Fort Gratiot, says: "Users have no use for schools if they can avoid them. One of the worst features of this habit upon boys is the vicious tendency in everything they do. They are the truants, the 'Arabs,' the gamins of the street. They never go to school unless forced. They are the ones engaged in everything mean, dirty, and cowardly. As the habit becomes settled the moral character becomes more perverted and the capacity for doing evil enlarged."

Your committee desire to say that the testimony recited is only a small fraction of the testimony received. It is all in one direction.

Enough evidence from the highest authority is before your committee, if printed, to make a large volume, all going to show that this habit is increasing daily and its effects are ruinous to the health and morals of the young, and, if something is not done to stop it, in a few years instead of having a State inhabited by men such as we have been proud of in the past, men whom we are proud of today, men who have made the great State of Michigan what she is to-day, we will have a State filled with imbeciles.

From the evidence before your committee the conclusion is inevitable that

the increase of the habit is alarming and that the time has come for radical legislation,

All of which is respectfully submitted.

S. P. JACKSON,
A. D. SALISBURY,
WM. A. BAKER,
Committee.

Report accepted and committee discharged.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, April 10, 1889. }

To the House of Representatives:

I have this day approved, signed and deposited in the office of the Secretary of State

House bill No. 674 (file No. 123), being

An act to incorporate the city of Bessemer, in the county of Gogebic.

C. G. LUCE, *Governor.*

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, April 10, 1889. }

To the Speaker of the House of Representatives:

SIR—I am instructed to transmit to the House the following bills:

Senate bill No. 232 (file No. 100), entitled

A bill to legalize certain bonds of the township of Central Lake, in the county of Antrim, issued for the erection of public buildings,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,
Secretary of the Senate.

The bill was read a first and second time by its title, and pending its reference to a committee,

On motion of Mr. Harris,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Abbott,	Mr. Ferguson,	Mr. McKay,	Mr. Stoflet,
Aleshire,	Fitch,	McKinstry,	Stout,
Alexander,	Gibbons,	Mellen,	Swift,
Angerer,	Gill,	Morton,	Taylor,